



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 20]

शिमला, शनिवार, 18 मार्च, 1972/28 फाल्गुन, 1893

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18 मार्च, 1972/28 फाल्गुन, 1893 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं:—

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 6-8/69-Sectt., Edu. I, dated the 6th March, 1972.	Education Department	Acquisition of land for the construction of Himachal Pradesh University buildings.
No. 6-29/71-LR., dated the 13th March, 1972.	Law Department	Correction in the Punjab Motor Vehicle Taxation (Himachal Pradesh Amendment) Ordinance published in Extraordinary Gazette, dated 12th November, 1971.
No. 5-3/71-GAD(CC), dated the 15th March, 1972.	General Administration Department (Confidential and Cabinet)	Appointment of Dr. Yeshwant Singh Parmar as the Chief Minister of the State of Himachal Pradesh.
No. 3-11/70-LSG., dated the 7th March, 1972.	Local Self Government Department	Constitution of District Committees to examine the Annual Accounts of the Urban Local Bodies.
No. 19-19/71-E&T (Sectt.), dated the 9th March, 1972.	Excise and Taxation Department	Appointment of Deputy Excise and Taxation Officers to control the work of North and South Zones.
No. 5-3/71-GAD(CC), dated the 15th March, 1972.	General Administration Department (Confidential and Cabinet)	Acceptance of the resignation of the Chief Minister and his Colleagues of the State of Himachal Pradesh.

भाग 1—बंधनिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

राज्यपाल संचालन

NOTIFICATION

Simla-4, the 28th February, 1972

No. Reconst.31-308/57. —The Governor, Himachal Pradesh is pleased to accord sanction of the grant of 27 days earned leave with effect from 14th February, 1972 to 11th March, 1972 (both days inclusive) with permission to prex and suffix Sundays and holidays falling on 12th and 13th February, 1972 and 12th March, 1972 in favour of Shri Amar Singh, Private Secretary to Governor, Himachal Pradesh, subject to verification of the title to leave.

2. Certified that Shri Amar Singh would have continued to hold the charge of the post of Private Secretary to Governor, Himachal Pradesh but for his proceeding on 27 days earned leave.

3. During the absence on leave of Shri Amar Singh, Private Secretary, Shri D. N. Sood, P.A. to Governor will hold the charge of the office of the Private Secretary to Governor, in addition to his own duties.

P. P. SRIVASTAVA,
Secretary to Governor.

हिमाचल प्रदेश हाई कोर्ट

NOTIFICATION

Simla-1, the 3rd March, 1972

No. HHC Gaz./3-23/71-1908/72. —In exercise of the powers vested in him under Rule 1.20 read with rule 1.26 of the Himachal Pradesh Financial Rules, 1971, Volume I, and all other enabling powers in this behalf, the Hon'ble the Chief Justice and Judges of the High Court of Himachal Pradesh have been pleased to declare Shri P. L. Sharma, Senior Sub-Judge-cum-Chief Judicial Magistrate, Simla as head of office and drawing and disbursing officer in respect of class III and class IV employees of the Court of District and Sessions Judge, Simla and the Head "21—Administration of Justice, D. Civil and Sessions Court, with immediate effect till further orders.

The aforesaid officer will also function as controlling officer in respect of T.A., D.A. and other contingencies of class III and IV establishment of the above office.

By order,
KEDAR ISHWAR,
Registrar.

हिमाचल प्रदेश सरकार

PERSONNEL DEPARTMENT (A)

NOTIFICATIONS

Simla-1, the 22nd February, 1972

No. 319/Secretary (I). —In supersession of this Government notification Proven number, dated the 22nd January, 1972, sanctioning 78 days leave of the kind due in favour of Shri P. C. Sharma, I.A.S., (H.P.), Joint Agricultural Production Commissioner, Himachal Pradesh, the Governor, Himachal Pradesh, is pleased to

accord sanction to the grant of 28 days earned leave with effect from 14-1-1972 to 10-2-1972 (both days inclusive), in favour of Shri P. C. Sharma, Joint Agricultural Production Commissioner, Himachal Pradesh.

2. Certified that Shri P. C. Sharma, would have continued to officiate against the post of Joint Agricultural Production Commissioner, Himachal Pradesh, but for his proceeding on 28 days earned leave.

3. Certified that Shri P. C. Sharma has returned to duty to the station from where he proceeded on leave.

Simla-2, the 23rd February, 1972

No. 8-156/71-Apptt. —The Governor, Himachal Pradesh is pleased to shift the headquarters of the Sub-Divisional Officer (Civil), Ghumarwin, from Bilaspur to Ghumarwin with immediate effect.

Simla-2, the 24th February, 1972

No. 8-21/70-DP-(Apptt.). —In exercise of the powers vested in him under section 6 of the Criminal Law Amendment Act, 1952, and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, in consultation with the High Court of Himachal Pradesh is pleased to appoint the following judicial officers as Special Judge for the Sessions Divisions noted against each:—

Name of the Judicial Officer with present designation	Sessions Division for which appointed Special Judge
Shri Rampal Singh, District and Sessions Judge, Kangra at Dharamsala.	Mandi Sessions Division at Mandi.
Shri Kedar Ishwar, Registrar, H. P. High Court.	Kangra Sessions Division at Dharamsala.

2. These orders will take effect from the date of issue of this notification.

S. S. SIDHU,
Joint Secretary.

Simla-2, the 24th February, 1972

No. 6-1/62-DP(Apptt.). —Consequent upon the revision of pay scales, the Governor, Himachal Pradesh is pleased to re-classify the posts borne on and included in the following services/cadres as Class I with immediate effect:—

1. Himachal Pradesh Administrative Service;
2. Himachal Pradesh Police Service;
3. Himachal Pradesh Judicial Service;
4. Secretariat Cadre of the Under Secretaries;
5. Post/posts of Deputy Secretaries of the Himachal Pradesh Secretariat Cadre; and
6. All posts in the pay-scale of Rs. 400-1250/400-1200 which are manned by the officers belonging to the Himachal Pradesh Administrative Service/ Himachal Pradesh Police Service or the select list officers of these services.

K. N. CHANNA,
Chief Secretary.

Simla-2, the 24th February, 1972

No. 10-2/68-DP-Apptt.(VII). —In exercise of the powers conferred by sub-section (1) of section 12 of the Code of

Criminal Procedure, 1898 (Act V of 1898), the Governor, Himachal Pradesh is pleased to appoint Shri Sher Singh, Sub-Divisional Officer (Civil), Theog to be the Magistrate of the First Class under the said Code to exercise the powers as such within the local limits of Mahasu district, from the date of joining.

2. In exercise of the powers conferred by section 13 of the Code of Criminal Procedure, 1898 (Act V of 1898), the Governor, Himachal Pradesh is further pleased to place Shri Sher Singh, in charge of the Sub-Division, Theog, District Mahasu, to be called Sub-Divisional Magistrate, Theog, District Mahasu.

Simla-2, the 25th February, 1972

No. 8-13/72-DP-(Apptt.).—Whereas it is not possible forthwith to establish and constitute Himachal Pradesh Housing Board within the provisions of sub-sections (1) to (5) of section 3 of the Himachal Pradesh Housing Board Ordinance 1972;

Now, therefore, in exercise of the powers vested in him under sub-section (6) of section 3 of the said Ordinance, the Governor, Himachal Pradesh is pleased to establish and constitute one-man Himachal Pradesh Housing Board for a period of one year.

The Governor, Himachal Pradesh is further pleased to appoint Shri L. Tochhawng, Secretary (P.W.D.) to Government of Himachal Pradesh to constitute the said one-man Housing Board.

S. S. SIDHU,
Joint Secretary.

AGRICULTURE DEPARTMENT NOTIFICATIONS

(Corrigendum to Himachal Pradesh Government Department of Agriculture Corrigendum Notification No. 42-2/71-Agr. Sectt. dated the 30th December, 1971.)

Simla-2, the 24th February, 1972

No. 42-2/71-Agr.Sectt.—In first line of item No. 3 under para 9 of the aforesaid corrigendum notification, the words and figures "Khasra No. 215/49" are substituted for the words and figures "Khasra No. 215/40".

Simla-2, the 25th February, 1972

No. 31-1/71-Agr.(Sectt.).—The Governor, Himachal Pradesh in consultation with the Himachal Pradesh Public Service Commission, is pleased to appoint the following officers to officiate in the posts mentioned against each, on *ad hoc* basis for a period of three months from the dates the officers assume the charge of these posts or till the posts are filled on regular basis in accordance with the provisions of the Recruitment and Promotion Rules to be finalised in consultation with the Commission, whichever is earlier:—

Sl. No.	Name	Designation	Post to which appointed
1	2	3	4
1.	Shri I. S. Kingra	District Agricultural Officer, Nahan.	Project Officer, Multiple Cropping in the scale of Rs. 400-1250 with headquarters, at Nahan.
2.	Shri G. S. Agarwal.	Agricultural Information Officer, Simla.	Deputy Director of Agriculture, Multiple Cropping in the scale of Rs. 400-

1	2	3	4
			1250 with headquarters at Nalagarh House, Simla-5.

2. Shri I. S. Kingra will hold the additional charge of the post of District Agricultural Officer, Sirmur district, Nahan and Project Officer, SFDA, Sirmur till further orders.

(3) Shri G. S. Agarwal will also hold the additional charge of the post of Agricultural Information Officer till further orders.

K. C. PANDEYA,
Secretary.

FINANCE (REGULATION) DEPARTMENT NOTIFICATION

Simla-2, the 25th February, 1972

No. 12-1/69-Fin.(R&E)-II.—The Governor, Himachal Pradesh is pleased to declare the Professor of Pathology and Microbiology, Medical College, Simla as Disbursing Officer under Head 29—Medical-D-Medical Colleges and Schools-D-2-Medical College, in respect of Himachal Pradesh Medical College, Simla till the return of Principal of the College from leave.

M. M. SAHAI SRIVASTVA,
Secretary.

FOREST DEPARTMENT NOTIFICATION

Simla-2, the 25th February, 1972

No. 4-1/71-SF.—Whereas it appears to the Governor of the Himachal Pradesh that land is likely to be required to be taken by Government at the public expense for a public purpose, namely for the construction of Jeepable Dobhi-Fozal Road, it is hereby notified that land in the locality described below is likely to be required for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of the Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of any land in the locality may within thirty days of the publication of this notification, file an objection in writing before the Collector of Kulu district.

SPECIFICATION

District: KULU

Tehsil: KULU

Village	Khasra No.	Area Big. Bis.
PHATI-DOBHI	1084 min	0 2
PHATI FOZAL	1384 min	0 1
	1409	0 1
	2055 min	0 1
	2060 min	0 1
Total		0 6

K. C. PANDEYA,
Secretary.

NOTIFICATIONS

Simla-2, the 24th January, 1972

No. 2-52/71-MPP(Sectt.).—Whereas it appears to the Governor, Himachal Pradesh that the land is likely to be required to be taken by the, Baira-Siul Hydel Project at public expense for public purpose, namely for construction of residential/non-residential quarters at Mohal Buin, Pargana Tissa, District Chamba, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh P.W.D., Chamba.

SPECIFICATION

District: CHAMBA Tehsil: CHURAH

Village	Khasra No.	Area Big. Bis.
BUIN	453/2	4 0
	460	3 4
	455	1 10
	464	0 12
	454	2 6
	458	2 6
	461	0 18
	463	1 4
	452/2	2 18
	457	0 8
	456	0 16
	459	0 4
	462	0 17
Total ..		21 3

Simla-2, the 25th February, 1972

No. 2-2/72-MPP(Sectt.).—Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh State Electricity Board at public expense for public purpose, namely for construction of switch yard and residential quarters, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within

objection in writing before the Collector of Land Acquisition, Himachal Pradesh P.W.D., Simla-1.

SPECIFICATION

District: BILASPUR Tehsil: SADAR

Village	Khasra No.	Area Big. Bis.
DHABETA	715/149	2 9

By order,
L. H. TOCHHAWNG,
Secretary.

PUBLIC WORKS DEPARTMENT

NOTIFICATIONS

Simla-2, the 29th February, 1972

No. 2-38/70-PWD.—Whereas it appears to the Governor, Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Chamba-Bharmour Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Chamba is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Chamba.

SPECIFICATION

District: CHAMBA Tehsil: CHAMBA

Village	Khasra No.	Area Big. Bis.
MUGLA	1364/1082/1	0 5

Simla-2, the 29th February, 1972

No. 2-37/70-PWD.—Whereas it appears to the Governor, Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Lahaul-Jammu-Boundary Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department, is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh

Public Works Department, Chamba.

SPECIFICATION

District: CHAMBA

Tehsil: PANGI

Village	Khasra No.	Area Big. Bis.
HADUKA (214)	79/1	0 3
	86/1	0 3
	87/1	0 16
	98/1	0 5
	100/1	0 4
	212/1	0 3
	213/1	0 2
	225/1	0 19
	227/1	0 3
Total		.. 2 18

Village	Khasra No.	Area Big. Bis. Bisw.
SANDWARI (209)	2	0 2 0
	3/1	2 7 0
	16/1	0 2 0
	135/1	0 14 0
	358/1	0 2 0
	359/1	0 8 0
	360/1	0 1 0
	360/2	0 10 0
	379/1	0 1 0
	380	0 2 0
	382/1	0 1 0
	387/1	0 3 0
	399/1	0 2 0
	400	0 2 0
	402/1	0 1 0
	403	0 0 15
	406	0 0 12
	409/1	0 1 0
	411/1	0 1 0
	415	0 1 0
	416	0 2 0
	417/1	0 12 0
	421/1	0 2 0
Total		.. 5 18 7

Simla-2, the 2nd March, 1972

No. 2-34/70-PWD.—Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for Treatment Work, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh, P.W.D., Solan.

SPECIFICATION

District: MAHASU

Tehsil: SOLAN

Village	Khasra No.	Area Big. Bis.
FASHKHA	15/1	0 7
	15/2	0 8
	16/1	1 13
	17	1 8
	18	1 3
	19	0 19
	20	1 18
	21	2 2
	1/1	1 12
	2/2	11 9
Total		.. 23 1

By order,
Sd/-
Secretary.

REVENUE DEPARTMENT

NOTIFICATIONS

Simla 2, the 16th February, 1972

No. 6-5/72 (Rev.-A).—In exercise of the powers conferred by sections 2(a)(i) and 3(1)(a) of the East Punjab War Awards Act, 1948 as amended up-to-date read with the Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 the Governor, Himachal Pradesh is pleased to make grant of war jagirs of the annual value of Rs. 100 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the jagir granted to them in this behalf.

Sl. No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Amount of War Jagir effective
1	2	3	4	5
1.	One	Shri Kuli Ram s/o Shri Gurdial	Village Fatepur, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Kharif, 65).
2.	One	Shri Dalip Singh s/o Shri Dass	Village Thumba, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Kharif, 65).

1	2	3	4	5
3.	One	Shri Munshi Ram s/o Shri Sant Ram	Village Manjgran, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 65).
4.	One	Shri Saja Ram s/o Shri Panju Ram	Village Sunhi, Tehsil and District, Kangra.	Rs. 100 P.A. (Kharif, 65).
5.	One	Smt. Karodhu Devi wd/o Shri Bura Ram.	Village Tiara, Tehsil and District, Kangra.	Rs. 100 P.A. (Kharif, 65).
6.	One	Smt. Mansan Devi wd/o Shri Sheru Ram.	Village Bhaiwal, Tehsil and District, Kangra.	Rs. 100 P.A. (Kharif, 65).
7.	One	Smt. Gupta Devi wd/o Shri Birki Ram.	Village Thumba, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 65).
8.	One	Shri Bhim Sen s/o Shri Chuhar.	Village Dhar Sudhar, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 65).
9.	One	Smt. Sital Devi wd/o Shri Moti Ram	Village Taura, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 65).
10.	One	Smt. Paro Devi wd/o Shri Udmi Ram.	Village Uperli Dari, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 65).

Simla-2, the 19th February, 1972

No. 6-4/72-(Rev. A).—In exercise of the powers conferred by sections 2(a)(i)&3(1)(a) of the East Punjab War Awards Act, 1943 as amended up-to-date read with the Government of India, Ministry of Home Affairs notification No. S.O. 370, dated the 1st November, 1965, the Governor, Himachal Pradesh is pleased to make grant of War Jagirs of the annual value of Rs. 100 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/s or subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No. of sons No. in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One Shrimati Banti Devi wd/o Shri Sukh Ram	Village Dhangu, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Rabi, 1967)
2.	One Shri Hach Singh s/o Shri Chinga Ram	Village Khoror, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965).
3.	One Shri Gedi Ram s/o Shri Kana Ram	Village Matkar, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965).
4.	One Shri Dhian Singh s/o Shri Rania	Village Samtaqa, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965).
5.	One Shrimati Jai Devi wd/o Shri Milkhi Ram	Village Panoh, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965).
6.	One Shri Shiv Ram s/o Shri Jawahar	Village Bariwala, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965).
7.	Three Shrimati Manha Devi wd/o Shri Brij Lal	Village Khajian, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1964).
8.	Three Srimati Saakra Devi wd/o Shri Negi Ram	Village Bajrol, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1964).

Simla-2, the 21st February, 1972

No. 6-5/72-(Rev. A). In exercise of the powers conferred by sections 2(a) (I) and 3(1)(a) of the East Punjab War Awards Act, 1943 as amended up-to-date read with the Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of War Jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/s or subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No. of sons No. in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One Shri Prabhu Dayal s/o Shri Doolah.	Village Narwana, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
2.	One Shri Bhag Singh s/o Shri Thajo Ram.	Village Manerna, Tehsil and District Kangra.	Rs. 100 P.A. (Rabi, 1968)

1	2	3	4	5
3.	One	Shri Lala Ram s/o Shri Parma Nand.	Village Ansu, Tehsil and District Kangra.	Rs. 100 P.A. (Rabi, 1965)
4.	One	Shri Sukh Bahadur s/o Shri Jas Patti.	Village Chandmari, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
5.	One	Shri Bhagwan Dass s/o Shri Meheshu.	Village Rajol, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
6.	One	Shrimati Posto wd/o Shri Chaudari.	Village Sakoh, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
7.	One	Shri Khazana s/o Shri Kharku	Village Dargela, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
8.	One	Shrimati Kanlu Devi wd/o Shri Sant Ram.	Village Rajol, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
9.	One	Shri Gulaba Ram s/o Shri Ghasi	Village Sarah, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
10.	One	Shri Dinni Ram s/o Shri Siba Ram.	Village Sarah, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)

Simla-2, the 21st February, 1972

No. 6-6/72-(Rev. A).—In exercise of the powers conferred by sections 2(a) (i) and 3(1)(a) of the East Punjab War Awards Act, 1948 as amended up to date read with the Government of India, Ministry of Home Affairs Notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of war jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One	Shrimati Sheela Devi wd/o Shri Parmodh Singh.	Village Dhanyara, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
2.	One	Shri Mangat Ram s/o Shri Rangila Ram.	Village Punner, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1967)
3.	Three	Shri Narain Dass s/o Shri Lachhman Dass.	Village Chambi, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Rabi, 1968)
4.	One	Shrimati Kaushalya Devi wd/o Shri Siri Dhar.	Village Dahad, Uperla, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
5.	One	Shrimati Jai Devi wd/o Shri Bachitar Singh.	Village Naharna, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
6.	Three	Shri Chamaru Ram s/o Shri Fhandi.	Village Bhirri, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Rabi, 1965)
7.	Three	Shri Beli Ram s/o Shri Gokal Ram.	Village Tikari, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1964)
8.	Three	Shri Sukhia Ram s/o Shri Kholia Ram.	Village Karan Ghat, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1964)

Simla-2, the 21st February, 1972

No. 6-3/71-(Rev. I).—In exercise of the powers conferred by sections 2(a)(i) and 3(1)(a) of the East Punjab War Awards Act, 1948 as amended up to date read with the Government of India, Ministry of Home Affairs Notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of war jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1	2	3	4	5
1.	Three	Shrimati Santi Devi wd/o Shri Bharethu Ram.	Village Bakarag, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1964)

Simla-2, the 21st February, 1972

No. 6-5/672-Rev.I(1).—In exercise of the powers conferred by sections 2(a) (i) and 3(1)(a) of the East Punjab War Awards Act, 1948 as amended up-to-date read with the Government of India, Ministry of Home Affairs Notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh, is pleased to make grant of War Jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	Three	Shri Lachhia Ram s/o Shri Gulabu Ram.	Village Salol, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1964)
2.	Three	Shri Mohru Ram s/o Shri Siana	Village Rajol, Tehsil Kangra, District Kangra.	-do-
3.	Three	Shri Phali Ram s/o Shri Sadhu	Village Khart, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Rabi, 1967)
4.	Three	Shrimati Gulab Devi wd/o Shri Tulsi Ram.	Village Bagli, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Kharif, 1964)
5.	Three	Shri Bhagat Ram s/o Shri Narain Singh.	Village Dari, Tehsil Kangra, District Kangra.	-do-
6.	Three	Shri Khazana Ram s/o Shri Khemdi Ram.	Village Makroti, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Rabi, 1966)
7.	Three	Shri Bhagvan Singh s/o Shri Lachhman Singh.	Village Yol, Tehsil and District Kangra.	Rs. 100 P.A. (Rabi, 1968)
8.	Three	Shri Ved Garbh s/o Shri Badri Dutt.	Village Serathana, Tehsil and District Kangra.	Rs. 100 P.A. (Rabi, 1967)
9.	Three	Shri Rasila Ram s/o Shri Lakhu	Village Shakok, Tehsil Kangra, District Kangra.	Rs. 100 P.A. (Rabi, 1966)
10.	One	Shrimati Vidya Devi wd/o Shri Salig Ram.	Village Jassaur, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)
11.	One	Shrimati Juni Devi wd/o Shri Dulo Ram.	Village Sahaura, Tehsil and District Kangra.	Rs. 100 P.A. (Kharif, 1965)

Simla-2, the 21st February, 1972

No. 6-4/72 (Rev. A(1)).—In exercise of the powers conferred by sections 2(a) (i) and 3 (1)(a) of the East Punjab War Awards Act, 1948 as amended up-to-date read with the Government of India Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of war jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective Sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One	Shrimati Jhili Devi wd/o Shri Bakshi Ram.	Village Gagla, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
2.	One	Shrimati Durgi Devi, wd/o Shri Nikka Ram.	Village Jarkwari, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
3.	One	Shrimati Lajwanti wd/o Shri Bardoo Ram.	Village Takwari, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
4.	One	Shrimati Radha Devi wd/o Shri Hira Lal.	Village Padhani, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
5.	Three	Shri Prabh Dayal s/o Shri Lakha Ram.	Village Kothi, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
6.	Three	Shri Sahnu Ram s/o Shri Barfi Ram.	Village Dar, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Rabi, 1966)
7.	One	Shrimati Yasonda Devi wd/o Shri Milkhi Ram.	Village Bhakreri, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
8.	One	Shrimati Kelasho Devi wd/o Shri Meeta Ram.	Village Sasan, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)

Simla-2, the 21st February, 1972

No. 6-7/72 (Rev. A). In exercise of the powers conferred by section 2(a) (i) and 3(1)(a) of the East Punjab War Awards Act, 1948 as amended up-to-date read with the Government of India, Ministry of Home Affairs notification

No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of War Jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One	Shri Mallantu s/o Shri Donu	Village Chanua, Tehsil Dehra, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
2.	One	Shrimati Janki Devi wd/o Shri Bali Ram.	Village Boni, Gujran, Tehsil Dehra, District Kangra.	-do-
3.	One	Shrimati Sevti Devi wd/o Shri Tuls Ram.	Village Larru, Tehsil Dehra, District Kangra.	Rs. 100 P.A. (Rabi, 1966)

K. C. CHAUHAN,
Under Secretary.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under clause (b) of sub-section (1) of section 28 of Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954), and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer on the following officers, all the powers of an Assistant Collector, First Grade under the said Act to be exercised by them within the local limits of their respective jurisdictions as specified against each, from the date they took over the charge of the post:—

Name of officer	Area of jurisdiction
1. Shri Mohinder Singh Sub-Divisional Officer (Civil), Dalhousie.	Dalhousie Sub-Division, District Chamba.
2. Shri Sher Singh, Sub-Divisional Officer (Civil), Theog.	Theog Sub-Division, District Mahasu.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under section 2(c) of the Punjab Abolition of Ala Malkiyat and Talukdari Rights Act, 1962 (IX of 1963), as in force in the territories transferred to Himachal Pradesh with effect from 1-11-1966, as a result of Re-organisation of States and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to specially empower Shri Mohinder Singh/Shri R. L. Mehta, Sub-Divisional Officer (Civil), Dalhousie/Kandaghat, who is the Assistant Collector of First Grade, to perform the duties of Collector under the said Act, to be exercised by him within the local limits of Dalhousie/Kandaghat Sub-Division of District Chamba/Simla from the date he took over the charge of the post.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under section 77(4)(b) of the Punjab Tenancy Act, 1887, as in force in the territories transferred to Himachal Pradesh with effect from 1-11-1966, as a result of Re-organisation of States and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer on Shri Mohinder Singh/Shri R. L. Mehta, Sub-Divisional Officer (Civil), Dalhousie/Kandaghat Assistant Collector of First Grade to hear and determine any of the suits mentioned in the First Group of sub-section (3) of section 77 of the said Act and he shall exercise the said powers within the local limits of Dalhousie/Kandaghat

Sub-Division, District Chamba/Simla from the date he took over the charge of the post.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under section 3(2) of the Punjab Restitution of Mortgaged Lands Act, 1932 (IV of 1938), as in force in the territories transferred to Himachal Pradesh, with effect from 1-11-1966, as a result of Re-organisation of States and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to specially empower Shri Mohinder Singh/Shri R. L. Mehta, Sub-Divisional Officer (Civil), Dalhousie/Kandaghat, who is the Assistant Collector, First Grade, to perform the duties of the Collector for the purposes of the said Act, to be exercised by him within the local limits of Dalhousie/Kandaghat Sub-Division of Chamba/Simla district, from the date he took over the charge of the post.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under clause (b) of sub-section (1) of section 27 of Punjab Land Revenue Act, 1887, (Act XVII of 1887), as in force in the territories transferred to Himachal Pradesh with effect from 1-11-1966, as a result of the Re-organisation of States and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to confer on Shri Mohinder Singh/Shri R. L. Mehta, Sub-Divisional Officer (Civil), Dalhousie/Kandaghat, powers of Assistant Collector, First Grade under the said Act, to be exercised by him within the local limits of Dalhousie/Kandaghat Sub-Division of Chamba/Simla district from the date he took over the charge of the post.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under clause (a) of sub-section (1) of section 27 of the Punjab Land Revenue Act, (Act of 1887), as in force in the territories transferred to Himachal Pradesh with effect from 1-11-1966, as a result of Re-organisation of States and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer on Shri Mohinder Singh & Shri R. L. Mehta, Sub-Divisional Officer (Civil), Dalhousie/Kandaghat all the powers of Collector under the said Act to be exercised by him within the local limits of Dalhousie/Kandaghat Sub-Division subject to the control of the Collector of Chamba/Simla district, from the date he took over the charge of the post.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under clause (a) of sub-section (1) of section 28 of Himachal Pradesh Land Revenue Act, 1953 (6 of 1954), and all the powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to confer on Shri Mohinder Singh, Sub-Divisional Officer (Civil), Dalhousie all the powers of a Collector under the said Act to be exercised by him within the local limits of the Dalhousie Sub-Division subject to the control of the Collector of Chamba district, from the date he took over the charge of the post.

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I.—In exercise of the powers vested in him under section 3(c) of the Land Acquisition Act, 1894 and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer on the following officers, all the powers of a Collector under the said Act to be exercised by them within the local limits of their respective jurisdictions as specified against each, from the date they took over the charge of the post:—

Name of officer	Area of jurisdiction
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- | | |
|--|--|
| 1. Shri Mohinder Singh, Sub-Divisional Officer (Civil), Dalhousie. | Dalhousie Sub-Division, District Chamba. |
| 2. Shri Sasi Singh, Sub-Divisional Officer (Civil), Theog. | Theog Sub-Division, District Mahasu. |
| 3. Shri R. L. Mehta, Sub-Divisional Officer (Civil), Kandaghat. | Kandaghat Sub-Division, District Simla. |

Simla-2, the 25th February, 1972

No. 2-1/72-Rev. I. In exercise of the powers vested in him under clause (a) of sub-section (1) of section 105 of the Punjab Tenancy Act, 1887, as in force in the territories transferred to Himachal Pradesh with effect from 1-11-1966, as a result of Re-organisation of States and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to confer on Shri Mohinder Singh/Shri R. L. Mehta, Sub-Divisional Officer (Civil), Dalhousie/Kandaghat all the powers of Collector under the said Act to be exercised by him within the local limits of Dalhousie/Kandaghat Sub-Division subject to the control of the Collector of the Chamba/Simla district, from the date he took over the charge of the post.

By order,
K. C. CHAUHAN,
Under Secretary.

Simla-2, the 2nd March, 1972

No. 6-9/72(Rev. A).—Consequent upon the death of Shri Kirpal Singh s/o Shri Lachhman Singh, Village Alondhi, Tehsil Palampur, District Kangra on 2-8-1971, the Government, Himachal Pradesh, in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the war Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1964 vide Government notification No. 6-354/67-Rev. I(1)(3), dated 27-9-1967 shall now continue in favour of Shrimati Premi Devi widow of the

said Shri Kirpal Singh with effect from Kharif, 1971 subject to the conditions as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-9-72(Rev. A).—Consequent upon the death of Shri Milkhi Ram s/o Shri Jiwan Mal, Village Rehan, Tehsil Nurpur, District Kangra on 16-3-1971, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the war Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1964 vide Government notification No. 6-356/67(Rev. I)(1)2, dated 7-10-1967 shall now continue in favour of Shrimati Tara Devi widow of the said Shri Milkhi Ram with effect from Rabi, 1971, subject to the conditions as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-9/72(Rev. A).—Consequent upon the death of Shri Ganga Ram s/o Shri Tota Ram, Village Chhathwin, Tehsil Hamirpur, District Kangra, on 31-12-1969, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4, of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred) only per annum sanctioned in his favour with effect from Kharif, 1965 vide Government notification No. 6-4/69-Rev. I(1)(1), dated 30-9-1969 shall now continue in favour of Shrimati Rajan Devi widow of the said Shri Ganga Ram with effect from Kharif, 1970 subject to the condition as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-9-72(Rev. A).—Consequent upon the death of Shri Labhu Ram s/o Shri Jivan Ram, Village Thore, Tehsil Dehra, District Kangra on 20-7-1971, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(1) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1965 vide Government notification No. 6-353/67(Rev. I)(10), dated 1-4-1968, shall now continue in favour of Shrimati Udhmi Devi widow of the said Shri Labhu Ram with effect from Rabi, 1971, subject to the conditions as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-9/72(Rev. A).—Consequent upon the death of Shri Devi Singh s/o Shri Ganga Ram, Village Mungal, Tehsil Palampur, District Kangra on 18-6-1970, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4, of the East Punjab Awards

Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the War Jagir of the Annual value of Rs. 100 (Rupees one hundred only) per annum sanctioned in his favour with effect from Kharif, 1964 vide Punjab Government notification No. 6196-JN(III) 66/14081, dated 27-6-1966, shall now continue in favour of Shrimati Karodhu Devi widow of the said Shri Devi Singh with effect from Rabi, 1970 subject to the conditions as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-9/72(Rev).—Consequent upon the death of Shri Ganga Ram s/o Shri Lachhman Singh, Village Hanoh, Tehsil Hamirpur, District Kangra on 8-4-1972, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4, of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred only) per annum sanctioned in his favour with effect from Kharif, 1965 vide Government notification No. 6-10/68 Rev.I (II), dated 21-8-1968 shall now continued in favour of Shrimati Khalelo Devi widow of the said Shri Ganga Ram with effect from Kharif, 1971 subject to the conditions as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1971

No. 6-9/72(Rev.A).—Consequent upon the death of Shri Tulsu Ram s/o Shri Uttam Singh, Village Loharara,

Tehsil Hamirpur, District Kangra, on 25-1-1971, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the War Jagir of the Annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1965 vide Government notification No. 6-352/67-Rev.I(I)V,II, dated 7-10-1967, shall now continue in favour of Shrimati Parbati Devi widow of the said Shri Tulsu Ram with effect from Kharif, 1971 subject to the conditions as to its enjoyment as are contained in the sanad of the jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-9/72-(Rev.A)(I).—Consequent upon the death of Shri Partap Singh s/o Shri Gur Ditta, Village Lag Badhaana, Tehsil Dehra, District Kangra, on 23-7-1969, the Governor, Himachal Pradesh in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4, of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966 is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1965 vide Government notification No. 6-353/67-Rev. I. (I)(II), dated 7-10-1967, shall now continue in favour of Shrimati Prabhi Devi, widow of the said Shri Partap Singh, with effect from Kharif, 1969 subject to the conditions as its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 2nd March, 1972

No. 6-4/72-(Rev.A)(II).—In exercise of the powers conferred by sections 2(a)(i) & 3(1)(a) of the East Punjab War Awards Act, 1948, as amended up-to-date read with the Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of war jagirs of the annual value of Rs. 100 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to the such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of war Jagir effective
1.	One	Shri Bakshi Ram s/o Shri Jhangan Ram.	Village Daraundla, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1967)
2.	One	Shrimati Mahanti Devi wd/o Shri Narain Singh.	Village Kotchhabandra, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
3.	Three	Shri Chet Singh s/o Shri Harbhaj	Village Masan Bahl, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
4.	One	Shri Gaunsa s/o Shri Barraru	Village Bhakera, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
5.	One	Shrimati Mahanti Devi wd/o Shri Ruldu Ram.	Village Karsal, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
6.	One	Shri Daya Ram s/o Shri Shiv Singh	Village Bhadwar, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
7.	One	Shri Sanaki Ram s/o Shri Sinu Ram.	Village Kharota, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
8.	One	Shri Khiali Ram s/o Shri Arjan	Village Jhandar, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
9.	One	Shri Hari Chand s/o Shri Mauji Ram.	Village Baloh, Tehsil Hamirpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)

Simla-2, the 2nd March, 1972

No. 6-6/71(Rev. A).—In exercise of the powers conferred by sections 2(a)(i) & 3(1)(a) of the East Punjab War Award Act, 1948 as amended up-to-date read with the Government of India, Ministry of Home Affairs notification No.S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of war jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by the their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One	Shrimati Kali Devi wd/o Shri Trida	Village Chhoti Doli, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
2.	Three	Shri Popi Ram s/o Shri Satyagar	Village Loharpanga, Tehsil Palampur, District. Kangra.	Rs. 100 P.A. (Kharif, 1964)
3.	Three	Shri Shambhu Ram s/o Shri Ruldu Ram.	Village Duhak, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Rabi, 1966)
4.	One	Shri Lahnu Ram s/o Shri Khalali Ram.	Village Dagoh, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
5.	One	Shrimati Ramaloo Devi wd/o Shri Ram Ditta.	Village Dhaniri, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
6.	One	Shri Sant Ram s/o Shri Sannaki	Village Bhalundur, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Rabi, 1966)
7.	One	Shrimati Nanti Devi wd/o Shri Jharu Ram.	Village Rajhoon, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
8.	One	Shrimati Ranku Devi wd/o (..)	Village Baawal, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
9.	One	Shrimati Kapuri Devi wd/o Shri Chaudhari Ram.	Village Alampur, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)
10.	One	Shri Mani Ram s/o Shri Ghasion Ram.	Village Halrana, Tehsil Palampur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)

Simla-2, the 2nd March, 1972

No. 6-4/71(Rev.A).—In exercise of the powers conferred by sections 2(a) (i) and 3(1)(a) of the East Punjab War Awards Act, 1948 as amended up-to-date read with the Government of India, Ministry of Home Affairs notification No. S.O.3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of war Jagir of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war service rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars of residence	Annual amount of War Jagir effective
1.	One	Shrimati Banti Devi wd/o Shri Rur Singh.	Village Dah, Tehsil Nurpur, District Kangra.	Rs. 100 P.A. (Kharif, 1965)

Sd/-
Under Secretary.

भाग 2—बैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएँ इत्यादि

FORM S.C. 8

Notice of publication by the Secretary, District Land Improvement Committee, Kulu.

Notice of publication under section 11 of the Punjab Land Improvement Scheme Act, 1963. Notice is hereby given that the scheme providing for (Item that have found a place in the draft scheme) 1. Prevention of erosion of soil, 2. Prevention and Improvement of Soil in respect of land prescribed below has been sanctioned by the Committee under section 10 of the Punjab Land Improvement Scheme Act, 1963.

SCHEDULE

District: KULU

Scheme No.	Phati	Kothi	Khasra No.	Name of beneficiary	Area B. B. B.	Estimated cost	Nature of work
1	2	3	4	5	6	7	8
Tehsil: KULU							
189.	Kharal	Kais	3813, 3009, 3019, 3032, 3263, 3276, 3281, 3297, 3298, 3299/1, 3308, 3316, 3326, 3345, 3579.	Shri Hem Chand, Khem Chand s/o Shri Dhani Ram, Shri Jog Raj s/o Shri Ishru.	24 5 0	Rs. 3,880.00	B.T.-cure stone bunding.
190.	Kharal	Kais	4246/1, 4581, 4582, 2851	Shri Neshu s/o Shri Khub Ram.	8 11 0	1,360.00	"
191.	Barashai	Soyal	Tukra No. 1, 2, 3, 483 min, 543 min, 600 min.	Shri Ganga Ram s/o Shri Bodh Ram, Shri Bodh Ram s/o Shri Gaura.	9 13 0	1,560.00	Irrigation.
193.	Kharal	Kais	2815, 3214, 3291, 3307, 3318, 3417, 3451, 3474, 3492, 3494, 3506, 3507, 3510, 3525, 3540, 3584.	Shri Lal Chand, Chandaru s/o Shri Dame Ram.	18 10 6	3,000.00	B.T.-cure stone bunding.
194.	Dugilug	Dugilug	Tukra No. 1, 2	Shri Murat Ram s/o Shri Het Ram.	4 18 0	780.00	Irrigation.
195.	Dugilug	Dugilug	4179	Shrimati Lobhu w/o Shri Sham Chand.	4 8 0	700.00	B.T.-cure stone bunding.
196.	Dugilug	Dugilug	5712/4093, 5728/4177, 5727/4177, 5722/4176.	Shri Nand Lal s/o Shri Hari Ram.	4 1 0	640.00	"
197.	Shilihar	Kot-kandi	5271, 5272, 5282, 5300, 5295, 5301, 5267, 5268, 5269, 5283, 5298, 5299, 5274 min, 5270, 5274 min, 5284, 5287, 5294, 4337.	Shri Mahabir s/o Shri Jawala Dass, Smt. Sita Devi w/o Shri Ved Viyas	34 5 0	7,000.00	Irrigation
198.	Bahal	Maharaja	772, 968, 969, 707, 1836/309.	Shri Surat Ram s/o Shri Mansu.	13 14 0	2,160.00	B.T.-cure stone bunding.
199.	Bahal	Maharaja	974/1, 974/2	Shri Budh Ram s/o Shri Surat Ram.	5 0 0	800.00	"
200.	Kharal	Kais	5342/2	Shri Yeshpal s/o Shri Dhani Ram.	7 7 0	1,160.00	"
201.	Kharal	Kais	6510, 6515, 6528, 6543, 6546, 6553, 6558, 6574, 6580, 6643, 6825.	Saravjit s/o Shri Chhapu Ram, Shri Ganga Ram, s/o Shri Sukh Dev.	24 5 0	3,880.00	"
202.	Kharal	Kais	6586	Shri Suraj Parkash s/o Shri Ganga Ram.	5 5 0	840.00	"
203.	Kharal	Kais	Patta No. 411D.C. 7287/1, 7287/2, 7287.	Shrimati Ram Dass w/o Shri Balbir.	14 14 0	2,320.00	"
204.	Kharal	Kais	Patta No. 145 A.C.	Shri Ishwari Parshad s/o Shri Shekhar Chandra.	5 0 0	800.00	"
Tehsil: BANJAR							
205.	Hut	Khokhan	363, 365, 369, 370, 360, 362.	Shri Ram Lal	23 11 0	3,760.00	Irrigation

1	2	3	4	5	6	7	8
Tehsil: KULU							
206.	Diya	Kot Kandi	2729, 2730, 2481/3, 2567/2, 2568, 2570, 2582/1, 2482, 2481/1, 2571/2, 2573, 2572, 2576/1.	Shri Paras Nath, Gautam Nath s/o Shri Ram Nath.	112	4	0 1,8000.00 Irrigation
207.	Shilibar	Kot Kandi	4654	Shri Kahan Chand s/o Shri Devi Ram.	6	15	0 1,080.00 „
208.	Shilibar	Kot Kandi	141, 157, 170, 187, 189, 191, 179, 194, 180.	Shri Ram Parshad, Ravinder Nath s/o Shri Shiv Dyal.	19	15	0 3,960.00 „

M. M. NARANG,
Secretary-cum-Assistant Soil Conservation, Officer,
Kulu.

कामें भू 0 सं 0 8

सचिव जिला भूमि मुधार समिति कुलू द्वारा प्रकाशन की सूचना

पंजाब भूमि मुधार प्रयोजना अधिनियम, 1963 की धारा 11 के अन्तर्गत प्रकाशन की सूचना । एतद्द्वारा सूचना दी जाती है कि नीचे निर्धारित भूमियों के सम्बन्ध में भूमि संरक्षण (भू जोक प्रयोजना में शामिल है) के लिए पंजाब भूमि प्रयोजना अधिनियम, 1963 धारा 10 के अन्तर्गत समिति द्वारा स्वीकृत की जा चुकी है ।

अनुसूची

जिला : कुलू

धकीम नं०	काटी	कोठी	खसरा नम्बर	मालिक के नाम	कुल क्षेत्र बी. बी. बी.	अनुमानित राशि	किये जाने वाले कार्य
1	2	3	4	5	6	7	8
तहसील : कुलू							
189.	खराब	कायम	3813, 3009, 3019, 3032, 3263, 3276, 3281, 3297, 3298, 3299, 3308, 3316, 3326, 3345, 3575.	श्री हेन चन्द, खेम चन्द सुपुत्र श्री धनी राम, श्री जोग राज सुपुत्र श्री इसर ।	24	5	0 3,880.00 खेतों का कार्य
190.	खराब	कायम	4246, 4581, 4582, 2837	श्री नेनु राम सुपुत्र श्री खूब राम	8	11	0 1,360.00 „
191.	बारासाई	सोयन	टुकड़ा नं० 1, 2, 3, 483 मिन, 543 मिन, 600 मिन.	श्री गंगा राम सुपुत्र श्री बोध राम, श्री बोध राम सुपुत्र गाजरा ।	9	13	0 1,560.00 सिंचाई
193.	खराब	कायम	2815, 3214, 3291, 3307, 3318, 3417, 3451, 3474, 3492, 3494, 3506, 3507, 3510, 3525, 3540, 3584.	श्री लाल चन्द, चन्दरु सुपुत्र श्री जामे राम ।	18	10	6 3,000.00 खेतों का कार्य
194.	हुणीलग	हुणीलग	टुकड़ा नं० 1, 2	श्री सुरत राम सुपुत्र श्री हेन राम ।	4	18	0 780.00 सिंचाई
195.	हुणीलग	हुणीलग	4179	श्रीमती लोभु धर्मवती श्री शाम चन्द ।	4	8	0 700.00 खेतों का कार्य
196.	हुणीलग	हुणीलग	5712, 4093, 5728, 4177, 5727, 4177, 5722, 4176.	श्री नन्द लाल सुपुत्र श्री हरी राम	4	1	0 640.00 „
197.	शिविहार	कॉट कण्डी	5271, 5272, 5282, 5300, 5295, 5301, 5267, 5268, 5269, 5283, 5298, 5299, 5274 मिन, 5274 मिन, 5270, 5284, 5287, 5294, 4337.	श्री महावीर सुपुत्र श्री जवाला दाम, श्रीमती सोता देवी धर्म-पति श्री वेद व्यास ।	34	5	0 7,000.00 सिंचाई
198.	बाहन	महाराज	772, 968, 969, 707, 1836, 309.	श्री सुरत राम सुपुत्र श्री मनमु	13	14	0 2,160.00 खेतों का कार्य

1	2	3	4	5	6	7	8
					बी० बी० बी०	रु०	
199.	बाहल	महाराजा	97411, 97412	श्री बुध राम सुपुत्र श्री सूरत राम	5	0	0 800.00
200.	खराल	कायस	534212	श्री यसगल सुपुत्र श्री बनी राम	7	7	0 1,160.00
201.	खराल	कायस	6510, 6515, 6528, 6542, 6546, 6553, 6558, 6574, 6580, 6643, 6825.	श्री सरवजीत सुपुत्र श्री घोष राम	24	5	0 3,880.00
202.	खराल	कयाई	6586	श्री गंगा राम सुपुत्र मुखदेव, श्री सूरज प्रकाश सुपुत्र श्री गंगा राम ।	5	5	0 840.00
203.	खराल	कायस	पट्टा नं० 411 डी० सी०, 728711, 728712, 7287.	श्रीमती राम दासी घमंगलि श्री बलवीर ।	14	14	0 2,320.00
204.	खराल	कायस	पट्टा नं० 145, ए० सी०.	श्री इशरी प्रसाद सुपुत्र श्री शेखर चन्दरा ।	5	0	0 800.00
तहसील : बंजार							
205.	हुट	बजाउरा	363, 365, 369, 370, 360, 362 श्री राम लाल (खोखन) ।		23	11	0 3,760.00
तहसील : कुलू							
206.	दयार	कोट कण्डी	2729, 2780, 248113, 25671, 2, 2568, 2570, 258211, 2482, 248211, 257112, 2573, 2572, 257611.	श्री परस नाथ, गजतम नाथ सुपुत्र श्री राम नाथ ।	112	4	0 18,000.00
207.	शिलिहार	कोट कण्डी	4654	श्री काहन चन्द सुपुत्र श्री देवी राम ।	6	15	0 1,080.00
208.	शिलिहार	कोट कण्डी	141, 157, 170, 187, 189, 191, 179, 194, 180	श्री राम प्रसाद, देवीन्द्र नाथ, सुपुत्र श्री शिव दयाल ।	19	15	0 3,960.00

एम० एम० नारंग,
सचिव,
सहायक भूमि संरक्षण अधिकारी, कुलू ।

FORM S.C. 5.

Notice of publication of draft scheme

In pursuance of the provisions of sub-section (2) of section 7 of the Punjab Land Improvement Schemes Act, 1963, the District Land Improvement Committee, Kulu, hereby publishes the Draft Scheme prepared under sub-section (1) of the aforesaid section.

Notice of the publication of the Scheme is hereby given in accordance with the provisions of section 8 of the Act. All persons affected by the scheme who wish to make any claim or to submit any objection to the draft scheme may do so in writing or by appearing personally before the inquiry officer, Agriculture Inspector (S.C.), Kulu, Nagwain on or before within 30 days of publication of this draft schemes.

Draft schemes prepared in accordance with section 5 of the Punjab Land Improvement Scheme Act, 1963, are appended below:—

1. *Object of scheme.*—Prevention of erosion and improvement of productivity getting sustained yield and minor irrigation.

2. *Agency through which the work shall be carried out.*—Self/departmental.

3. *Conditions according to which the work shall be carried out.*—On 50 per cent subsidy and 50 per cent loan. The loan part repayable to the Government in the ten annual equated instalment with in 15 years.

Repayable after five years the date of drawal of the payment of soil conservation with 7.00 per cent interest per year.

Subsidy admissible to beneficiaries with annual income of Rs. 6,000 or less.

FORM C-4

DRAFT SCHEME PREPARED IN ACCORDANCE WITH SECTIONS 5 OF THE PUNJAB LAND IMPROVEMENT ACT, 1963

DISTRICT: KULU

SUB-DIVISION: KULU

Serial No.	Name of Phati, Kothi, Tehsil and District	Name of beneficiary	Approximate area to which these apply			The nature of work to be carried out	
1	2	3	Khasra No.	B.	B.	B.	
			4	5	6	7	
209.	Phati Shilihar, Kothi Kotkandi, Tehsil Kulu, District Kulu.	Shri Shamsheer Singh, Shri Raghu Nath Singh s/o Shri Ranvir Singh and Shrimati Thakri Devi w/o Shri Ranvir Singh.	4806, 4843	59	3	0	Minor irrigation.
210.	Phati Kotrain, Kothi Baragarh, Tehsil Kulu, District Kulu.	Shri Debu s/o Shri Bhag Chand and Shri Maya Dass s/o Shri Shiv Dass.	1590/961, 962	13	5	0	B.T.-cum-stone bunding.
211.	Phati Kharal, Kothi Kais, Tehsil Kulu, District Kulu.	Shri Dot Ram s/o Shri Ram.	Patta No. 183 D. C.	5	0	0	"
212.	Phati Bastori, Kothi Sari, Tehsil Kulu, District Kulu.	Shri Bhimi Ram s/o Shri Chuhoru.	Tukra No. 1 Patta 393 D.C.	7	0	0	"
213.	Phati Bastori, Kothi Sari, Tehsil Kulu, District Kulu.	Shri Tholi Ram s/o Shri Mangru.	Tukra No. 1 Patta No. 514 D.C.	5	11	0	"
214.	Phati Sari, Kothi Sari, Tehsil Kulu, District Kulu.	Shri Lahlu s/o Shri Het Ram and Shrimati Bajantri Devi d/o Shri Ram Dass.	1, 10, 145, 153, 473, 457, 888, 1008.	19	8	0	"
215.	Phati Kanaun, Kothi Bunga (Banjar), Tehsil Seraj, District Kulu.	Shri Khan Chand s/o Shri Devi Ram.	1154	10	19	0	"
216.	Phati Kotla, Kothi Bunga, Tehsil Seraj (Banjar), District Kulu.	Shri Amar Chand and Shri Nathu Ram s/o Ganga Ram.	763, 785, 1825, 604, 730, 1505, 516, 518.	35	3	0	"
217.	Phati Kanaun, Kothi Bunga, Tehsil Seraj (Banjar), District Kulu.	Shrimati Jai Dassi d/o Ganga Ram.	274, 344, 1309, 234, 269	11	16	0	"
218.	Phati Kanaun, Kothi Bunga, Tehsil Seraj (Banjar), District Kulu.	Shri Ram Singh s/o Shri Sangat Ram.	802, 803	8	3	0	"
219.	Phati Kanaun, Kothi Bunga, Tehsil Seraj (Banjar), District Kulu.	Shri Chanu Ram s/o Shri Mohan.	719, 797, 811, 714, 863/1, 807, 847, 849.	10	16	0	"
220.	Phati Kotla, Kothi Bunga, Tehsil Banjar, District Kulu.	Shri Jai Singh and Shri Ram Chand.	554, 529, 463, 731, 733, 786, 875, 1810.	20	8	0	"
221.	Phati Dhaungi, Kothi Bunga, Tehsil Seraj (Banjar), District Kulu.	Smt. Bidya d/o Shri Shoba Ram.	872, 880, 621, 643, 722, 879, 884, 886.	11	0	0	Minor Irrigation.
222.	Phati Dobhi, Kothi Mangalgarh, Tehsil Kulu, District Kulu.	Shri Surender Chand, Mehra s/o Shri Meal Ram.	1152/1, 1152/3	5	9	0	Drainage-cum-B.T.
223.	Phati, Kashawari, Kothi Kais, Tehsil Kulu, District Kulu.	Shri Hira Lal, Shri Khem Dass.	252, 164	32	12	0	B.T.-cum-stone bunding.
224.	Phati Kharal, Kothi Kais, Tehsil Kulu, District Kulu.	Shri Moti Ram s/o Shri Gupat Ram.	1155, 1145, 1157, 1496, 1183, 1181, 1183/1.	10	19	0	Gravity irrigation-cum-B.T.
225.	Phati Kharal, Kothi Kais, Tehsil Kulu, District Kulu.	Shri Mohan Dass s/o Shri Ram Sharan.	702, 743, 750, 767, 796	11	19	0	B.T.-cum-stone bunding.
226.	Phati Shosan, Kothi Kanawar, Tehsil Kulu, District Kulu.	Shri Shanker Lal s/o Shri Mani Ram.	1850	15	19	0	"
227.	Phati Shilihar, Kothi Kotkandi, Tehsil Kulu, District Kulu.	Shri Hira Lal s/o Shri Ved Ram.	Tukra No. 1, 2	9	0	0	"

1	2	3	4	5	6	7	8	9
228.	Phati Shilihar, Kothi Kotkandi, Tehsil District Kulu.	Shri Rewati Nand s/o Shri Mangat Ram.	6227, Patta No. 227	B. 11	B. 5	B. 0	Minor irrigation	
229.	Phati Shilihar, Kothi Kotkandi, Tehsil District Kulu.	Shri Harvhajn Singh Rampal s/o Shri Surjan Singh.	3928/2	4	11	0		"
230.	Phati Kharal, Kothi Bunga, Tehsil District Kulu.	Shri Govind Ram, Lot Ram s/o Shri Shesu Kakhu, Bolh Ram s/o Shri Khub Ram, Shrimati Sataya Devi w/o Shri Chuni Lal Kalu, Hari Chand s/o Shri Devi Ram.	812, 851 min, 243, 672, 699, 705, 722, 803, 836, 8521 min, 245, 723, 809, 835, 946, 687, 707, 753, 790, 811, 841, 856, 873, 6046, 6052, 801, 6055, 6064.	49	11	0		"
231.	Phati Kotla, Kothi Bunga, Tehsil Seraj (Bangar), District Kulu.	Smt. Lajwanti w/o Shri Bhuhe Ram, Shri Datu w/o Shri Udha Ram, Shri Ghansham s/o Udhe Ram, Shri Luder Mani s/o Fagnu.	112, 137, 138, 1970, 142, 167.	22	18	0	B.T.-cum-stone bunding.	
232.	Phati Kotla, Kothi Bunga, Tehsil Seraj, District Kulu.	Shri Man Chand s/o Shri Dugla.	193, 200, 205, 1916, 215, 2019, 246, 275, 290, 254.	10	13	0		"
233.	Phati Kotla, Kothi Bunga, Tehsil Seraj, District Kulu.	Shri Nathu Ram s/o Shoju	181, 1995/189, 207, 224 252, 277, 291.	6	4	0		"
234.	Phati Kotla, Kothi Bunga, Tehsil Seraj, District Kulu.	Shri Choor Singh s/o Bhuru	176, 178	5	0	0		"
235.	Phati Kotla, Kothi Bunga, Tehsil Seraj, District Kulu.	Shri Ramu s/o Bhud	179, 230, 218, 225, 267, 278.	8	7	0		"

M. M. NARANG,
Secretary-cum-Assistant Soil Conservation Officer, Kulu.

गर्म भू 0 सं 0. 5

प्रारूप प्रायोजना के प्रकाशन की सूचना

पंजाब भूमि सुधार प्रायोजना अधिनियम, 1963 की धारा 7 की उप-धारा (2) के उपबन्धों के अनुसरण में जिला भूमि सुधार समिति, कुल्लू, एतद्द्वारा पूर्वोक्त धारा की उप-धारा (1) के अधीन तैयार की गई प्रारूप प्रायोजना प्रकाशित करती है।

प्रायोजना के प्रकाशन की सूचना एतद्द्वारा अधिनियम की धारा 8 के उपबन्धों के अनुसार दी जाती है। प्रायोजना से प्रभावित सभी व्यक्ति, जोकि प्रारूप प्रायोजना के बारे में किसी प्रकार का दावा करना चाहें या कोई आपत्ति करना चाहें, कुल्लू स्थान पर जांच अधिकारी, कृषि निरीक्षक भू-संरक्षण के सम्मुख दिनांक इस प्रायोजना के प्रकाशन कुल्लू नगवाई, होने के बाद 30 दिन के अन्दर की या इस से पहले लिखित रूप में या व्यक्तिगत रूप में ऐसा कर सकते हैं।

पंजाब भूमि सुधार प्रायोजना अधिनियम, 1963 की धारा 5 के अनुसार की गई प्रारूप योजना निच दी गई है।

एम० एम० नारंग,

सचिव,

सहायक भूमि संरक्षण अधिकारी, कुल्लू।

फार्म सी-4

1. प्रायोजना के उद्देश्य.—भूमि क्षरण से बचाव और सुधार के तरीके, अधिक ऊपज लेना और छोटी पानी सिंचाई की सकीमें।

2. कार्य किस के द्वारा होगा.—स्वयं तथा विभाग द्वारा।

3. शर्तें जिन के अनुसार निर्माण कार्य किया जावेगा.—50 प्रतिशत सहायता के रूप में और 50 प्रतिशत कर्ज के रूप में दिया जाता है। कर्ज का भाग सरकार को दिया जाता है 10 बराबर किस्तों में 7.00 प्रतिशत व्याज सहित के साथ प्रति वर्ष के हिसाब से वापिस सरकार को देना पड़ेगा। भूमि संरक्षण की पैमेंट निकलने के 5 साल बाद रिकवरी की वसूली की तिथि लागू होगी। 15 सालों में दिया जावेगा। सहायता के रूप का पैसा उस आदमी को दिया जाता है जिसकी सालाना आमदनी 6,000 रुपये से कम हो।

पंजाब भूमि सुधार प्रायोजना अधिनियम की धारा 5 के अनुसार तैयार की गई प्राकल्प योजना ऐक्ट, 1963

उप-मण्डल : कुल्लू

जिला : कुल्लू

संक्रमण नं०	नाम कांठी, फाटी, तहसील तथा जिला	मानिक का नाम	अनुमानित क्षेत्र जिसमें यह प्रयोजना लागू होगी	क्षेत्र बी. बी. बी.	प्रयोजना के अधीन किये जाने वाला कार्य
1	2	3	4	5	6
209.	फाटी जिनिहार, कोठी कोटकंडी, श्री शमशेर सिंह, रबुनाथ सिंह सुपुत्र तहसील कुल्लू, जिला कुल्लू। श्री रणवीर सिंह, श्रीमती ठाकरी देवी, बर्न मल्लि श्री रणवीर सिंह।		4806, 4843	59 3 0	सिंचाई
210.	फाटी कटराई, कांठी वाराणस, श्री देव सुपुत्र श्री भाग चन्द, श्री तहसील कुल्लू, जिला कुल्लू। माया दास सुपुत्र श्री शिव दास।		1590/961, 962	13 5 0	खेतों का कार्य स्टोन बंडिंग।
211.	फाटी खराव, कांठी कायन, श्री दोत राम सुपुत्र श्री तहसील कुल्लू, जिला कुल्लू। संगत राम।		पटानं० 183 डी०सी०	5 0 0	"
212.	फाटी बसोरी, कांठी सारी, श्री भीम राम सुपुत्र श्री चुहड़ तहसील कुल्लू, जिला कुल्लू।		टुकड़ा नं० 1, पटानं० 393 डी.सी.	7 0 0	"
213.	फाटी बसोरी, कांठी सारी, श्री योला राम सुपुत्र श्री मनहर तहसील कुल्लू, जिला कुल्लू।		टुकड़ा नं० 1, पटानं० 514 डी०सी०	5 11 0	"
214.	फाटी सारी, कांठी सारी, श्री लहलु सुपुत्र श्री हेतु राम, तहसील कुल्लू, जिला कुल्लू। श्रीमती वज्रवरी देवी सुपुत्री श्री राम सिंह।		1, 10, 145, 153, 473, 457, 888, 1008.	19 8 0	"
215.	फाटी कनोन, कांठी बुगा, श्री खान चन्द सुपुत्र श्री देवी राम तहसील बनजार (सरान), जिला कुल्लू।		454	10 19 0	"
216.	फाटी काटवा, कांठी बुगा, श्री अमर चन्द, नाथ राम सुपुत्र श्री तहसील बनजार (सरान), जिला कुल्लू।		763, 785, 1825, 604, 730, 1505, 516, 518.	35 3 0	"
217.	फाटी कनोन, कांठी बुगा, श्रीमती जय दासी सुपुत्री श्री गंगा तहसील बनजार (सरान), जिला कुल्लू।		274, 344, 1309, 227, 234, 269.	11 16 0	"
218.	फाटी कनोन, कांठी बुगा, श्री राम सिंह सुपुत्र श्री संगत राम तहसील बनजार, जिला कुल्लू।		802, 803	8 3 0	"
219.	फाटी कनोन, कांठी बुगा, श्री चन्द्र राम सुपुत्र श्री मोहन तहसील बनजार, जिला कुल्लू।		719, 797, 611, 714, 863/1, 807, 847, 849.	10 16 0	"
220.	फाटी काटवा, कांठी बुगा, श्री जय सिंह, राम चन्द तहसील बनजार, जिला कुल्लू।		554, 529, 463, 731, 733, 786, 875, 1310.	20 8 0	"
221.	फाटी धाउगी, कांठी बुगा, श्रीमती विद्या देवी सुपुत्री श्री सोम तहसील बनजार, जिला कुल्लू।		872, 880, 621, 643, 722, 879, 884, 886.	11 0 0	सिंचाई
222.	फाटी डामो, कांठी मंगलगाड, श्री गुरेन्द्र चन्द मेहरा सुपुत्र श्री मेला तहसील कुल्लू, जिला कुल्लू।		1152/1, 1152/3.	5 9 0	खेतों का कार्य और ड्रेनेज।
223.	फाटी कशोरी, कांठी कायन, श्री हिरा लाल, श्री खेम दास तहसील कुल्लू, जिला कुल्लू।		252, 164	32 12 0	खेतों का कार्य स्टोन बंडिंग।
224.	फाटी खराव, कांठी कायन, श्री मोती राम सुपुत्र श्री गुप्त राम तहसील कुल्लू, जिला कुल्लू।		1155, 1145, 1157, 1496, 1183, 1181, 1183/1.	10 19 0	सिंचाई

1	2	3	4	5	6
225.	फाटी खराल, कोठी कायस, श्री मोहन दास सुपुत्र श्री राम सरन तहसील कुल्लू, जिला कुल्लू।	702, 743, 750, 767, 796	11 19 00	खेतों का कार्य स्टोन बंडीग।	
226.	फाटी सोसन, कोठी कनवार, श्री शंकर लाल सुपुत्र श्री मनी राम तहसील कुल्लू, जिला कुल्लू।	1850	15 19 00	"	
227.	फाटी शिलिहार, कोठी कोटकंडी, श्री हिरा लाल सुपुत्र श्री वेद राम तहसील कुल्लू, जिला कुल्लू।	टुकड़ा नं० 1, 2	9 0 0	"	
228.	फाटी शिलिहार, कोठी कोट कंडी, श्री रेवती नन्द सुपुत्र श्री मंगल राम तहसील कुल्लू, जिला कुल्लू।	6227, पटा नं० 227	11 5 0	सिनाई	
229.	फाटी शिलिहार, कोठी कोट कंडी, श्री हरबजन सिंह हमपल सुपुत्र तहसील कुल्लू, जिला कुल्लू। श्री सुरजन सिंह।	3928/2	4 11 0	"	
230.	फाटी कायस, कोठी खराल, श्री गोविन्द राम, लोत राम सुपुत्र तहसील कुल्लू, जिला कुल्लू। सेमु श्री खेख, बोध राम सुपुत्र, श्री खूत्र राम, श्रीमती सतया देवी धर्मपति श्री चूनी लाल, कालू, हरी चन्द सुपुत्र श्री देवी राम।	812, 851 मिन, 243, 672, 49 11 0 699, 705, 722, 803, 836, 851 मिन, 245, 723, 809 835, 946, 687, 707, 753, 790, 811, 841, 856, 873, 6046, 6052, 801, 6055, 6064.		"	
231.	फाटी कोटला, कोठी बंगा, श्रीमती लाजवन्तो धर्मपति श्री तहसील बंजार, जिला कुल्लू। चूहा राम श्री दलु, धनश्याम सुपुत्र श्री उधा राम, श्री लुदर मनी सुपुत्र फागनु।	112, 137, 138, 1970/142, 167.	22 18 0	खेतों का कार्य	
232.	फाटी कोटला, कोठी बंगा, श्रीमान चन्द सुपुत्र श्री दुगल तहसील बंजार, जिला कुल्लू।	193, 200, 205, 1916/205, 2019/246, 275, 290, 254.	10 13 0	"	
233.	फाटी कोटला, कोठी बंगा, श्री नथु राम सुपुत्र सोजू तहसील बंजार, जिला कुल्लू।	181, 1995/189, 207, 224, 252, 277/2, 291.	6 4 0	"	
234.	फाटी कोटला, कोठी बंगा, श्री चोहर सिंह सुपुत्र श्री भूरु तहसील बंजार, जिला कुल्लू।	176, 178	5 0 0	"	
235.	फाटी कोटला, कोठी बंगा, श्री राम सुपुत्र श्री भूरु तहसील बंजार, जिला कुल्लू।	179, 230, 218, 225, 267, 278.	8 7 0	"	

एम० एम० नारंग,
सचिव,
सहायक भूमि संरक्षण अधिकारी, कुल्लू।

• FORM S.C. 8

Notice of publication by the Secretary, District Land Improvement Committee, Simla

Notice of publication under section 11 of the Punjab Land Improvement Schemes Act, 1963

Notice is hereby given that the scheme providing for (items that have found a place in the draft scheme)

1. Prevention of Erosion of soil. 2. Preservation and improvement of soil in respect of land prescribed below has been sanctioned by the Committee under section 10 of the Punjab Land Improvement Schemes Act, 1963,

District: SIMLA

Serial No.	Scheme No.	Khasra No.	Village	Tehsil
1	2	3	4	5

Work to be carried out.—Land levelling and water management structures.

1. NGR-57/SML-71-72.	2, 3, 4, 8, 9, 10	Keori	Nalagarh
2. NGR-58/SML-71-72	589, 660, 706, 707, 724, 729 to 731, 750/700, 721, 733 to 735, 737, 305, 726.	Datowal	-do-
3. NGR-59/SML-71-72	250, 262 to 267, 269, 314, 316, 341 to 345	Bertson	-do-

1	2	3	4	5
4.	NGR-60/SML-71-72	126 to 132, 139, 1904, 140, 142, 150, 169, 170, 172, 183 to 186, 1006, 280 to 283 306, 308, 350, 352, 363.	Makhnoo- Majara.	Nalagard
5.	NGR-61/SML-71-72	398, 420, 695, 1070, 1314, 1315, 1480, 1990, 2006, 2076, 2478, 2370, 440, 656/1, 656/2, 694.	Dhabota	-do-
6.	NGR-62/SML-71-72	381 to 383, 385 to 387, 452, 454, 455, 1079, 507, 430, 431, 431, 1063, 441 442, 379, 441, 57/32, 33, 55/35.	Baddi	-do-
7.	NGR-48/SML-71-72	2, 7, 21 to 24, 27, 30, 53 to 56, 92 to 100, 102, 105 to 108, 110, 112 to 119, 128 to 134, 141, 156 to 158, 161 to 163, 185, 187, 188, 193 to 195, 100, 201, 241, 242, 244, 247, 259, 264, 266, 267, 288, 291, 296, 279.	Haryapur	-do-
8.	NGR-49/SML-71-72	179, 145, 147, 155, 156, 232, 2322, 1888, 1891, 1212, 1213, 1215, 2248, 2249, 215, 216, 2247 2320, 231/1, 231/2, 277, 677, 688, 686, 1943, 2103, 1898.	Dhabota	-do-
9.	NGR-50/SML-71-72	705 to 708, 2675/709, 691, 2672/561, 2529/2425/614, 617, 2670/560, 562, 2681/689, 2640/690, 2668/681, 2639/690, 492, 442, 692, 2641/693, 2647/693, 2680/679.	-do-	-do-
10.	NGR-51/SML-71-72	139, 280, 306, 307, 402, 2258, 404, 540, 1859, 1951, 1244, 1509, 1937, 2016, 2042, 2054, 114, 2464/71, 222, 201, 200, 2470/202.	-do-	-do-
11.	NGR-52/SML-71-72	838, 902, 945 to 947, 949	Khehnen	-do-
12.	NGR-53/SML-71-72	94 to 97, 103, 108, 137, 139, 105 to 107, 113 to 115, 138, 140, 142, 141, 144, 116, 117.	Plasra	-do-
13.	NGR-54/SML-71-72	19 to 22, 28, 29, 47 to 52, 54, 56, 60, 68, 69, 72, 79, 80, 308 to 314.	-do-	-do-
14.	NGR-55/SML-71-72	651/469, 477, 475, 490, 294, 295, 467/1, 473	Plasikalan	-do-
15.	NGR-56/SML-71-72	88, 90, 91, 86	Sohari Rajpura.	-do-
16.	NGR-63/SML-71-72	6, 223/14 min; 44, 46/2 min, 50/2, 88, 107/2, 121, 122, 118 min, 123, 143 min, 51, 80/15, 16.	Kailar	Kandaghat
17.	NGR-64/SML-71-72	4, 234/288/22, 227/22, 32, 214/91, 85, 34, 32	-do-	-do-
18.	NGR-65/SML-71-72	27, 34, 14 min	Bhrat	-do-
19.	NGR-66/SML-71-72	26, 119, 123, 248/168, 1350/119, 200, 201, 354/205, 206	Barity	-do-
20.	NGR-67/SML-71-72	204, 243/1, 244/2, 175/3/2, 177	Kothi Deora	-do-
21.	NGR-68/SML-71-72	14, 15, 11, 19, 22, 2, 5 to 8, 13, 20, 18	Jabli	-do-
22.	NGR-69/SML-71-72	9, 10, 38, 50, 51, 350/61, 91, 92, 359/148, 357/149, 353/150, 172, 296/281/179, 196.	Ghatti	-do-
23.	NGR-70/SML-71-72	52, 57, 339/135, 179, 19 to 21, 23, 24/2, 17, 208, 274	Bairiti	-do-
24.	NGR-71/SML-71-72	45 to 50, 74/1	Kothi Deora	-do-
25.	NGR-72/SML-71-72	23, 6, 7	Shamlach	-do-
26.	NGR-73/SML-71-72	225/124, 11/2 min, 20/2 min, 103 min, 115, 3	Kailar	-do-
27.	NGR-74/SML-71-72	5	Jabli	-do-
28.	NGR-75/SML-71-72	2 to 9, 12 to 31	Kiartoo	-do-
29.	NGR-76/SML-71-72	254/259, 261, 272, 262, 264, 275, 424, 423, 288, 336	Kanthili	-do-
30.	NGR-77/SML-71-72	58, 59	Mahian	-do-
31.	NGR-78/SML-71-72	22, 25	Bhrat	-do-
32.	NGR-79/SML-71-72	60, 62, 69, 72, 93, 94, 127, 176, 66, 88, 96, 162, 40, 59, 61, 63, 67, 68, 7, 75, 81, 84, 92, 83, 87, 92, 103, 128, 167, 169, 174, 74, 42, 33, 118, 119, 151.	Rehian	-do-
33.	NGR-80/SML-71-72	51, 55, 58, 197, 198, 28, 57	Deoghat	-do-
34.	NGR-81/SML-71-72	57, 164, 160, 353, 369, 306, 120, 291, 294, 353/355, 28	Kot	-do-
35.	NGR-82/SML-71-72	118, 117, 110, 113, 126, 144, 150, 148, 160	Sanjar	-do-
36.	NGR-83/SML-71-72	140 to 157	Nawan Naggat Nalagarh	

R. N. PAUL,
Soil Conservation Officer, Bilaspur-
cum-Secretary, Land Development Committee, Simla district,
Himachal Pradesh.

काम भू-संरक्षण नं० 8

सहित, जिस भूमि सुधार समिति, शिमला द्वारा प्रकाशन की सूचना

पराब भूमि सुधार, प्रायोजन अधिनियम, 1963 की धारा 11 के अधीन प्रकाशन की सूचना

प्रकाशन सूचना दी जाती है कि नीचे निर्धारित भूमियों के सम्बन्ध में नीचे लिखे गये (महें जो कि प्रारूप प्रायोजना में शामिल हैं)

के लिए पंजाब भूमि सुधार प्रायोजना अधिनियम, 1963 की धारा 10 के अधीन समिति द्वारा स्वीकृत की जा चुकी है।

अनुसूची
जिला: शिमला

क्रमांक 1	स्कीम नं० 2	गांव 3	खसरा नं० 4	तहसील 5
विवरण: भूमि सुधार तथा पानी की रोक थाम ।				
1.	एन.जी.आर.-57/एस.एम.एल.-71- 72.	क्योरी	2, 3, 4, 8, 9, 10	नालागढ़
2.	एन.जी.आर.-58/एस.एम.एल.-71- 72.	दाटोवाल	589, 660, 706, 707, 724, 726, 729 से 731, 750/700, 721, 733-735, 737, 305.	नालागढ़
3.	एन.जी.आर.-59/एस.एम.एल.-71- 72.	बरसों	250, 262-267, 269, 314, 316, 341 से 345	नालागढ़
4.	एन.जी.आर.-60/एस.एम.एल.-71- 72.	मसगू माजरा	126-132, 139, 1004, 140, 142, 150, 169, 170, 172, 183-186, 1006, 280-283, 306, 308, 350, 352, 363.	नालागढ़
5.	एन.जी.आर.-61/एस.एम.एल.-71- 72.	दबोटा	398, 420, 695, 1070, 1314, 1315, 1480, 1990, 2076, 2006, 2478, 2370, 440, 656/1, 656/2, 694.	नालागढ़
6.	एन.जी.आर.-62/एस.एम.एल.-71- 72.	बड़ो	381-383, 385-387, 452, 454, 455, 1079, 507, 420, 431, 434, 1063, 441, 442, 379, 441, 379, 57/32, 33, 55/35.	नालागढ़
7.	एन.जी.आर.-48/एस.एम.एल.-71- 72.	हरियापुर	2, 7, 21, 22, 23, 24, 27, 30, 53-56, 92-100, 102, 105, 106, 107, 108, 110, 112-119, 128-134, 156, 141, 157, 158, 161-163, 185, 187, 188, 193, 195, 100, 201, 241, 242, 244, 247, 259, 264, 266, 267, 288, 291, 296, 279	नालागढ़
8.	एन.जी.आर.-49/एस.एम.एल.-71- 72.	दबोटा	179, 145, 147, 155, 156, 232, 2322, 1888, 1891, 1212, 1213, 1215, 2248, 2249, 215, 216, 2320, 224, 231/1, 231/2, 277, 677, 688, 686, 1943, 2103, 1898.	नालागढ़
9.	एन.जी.आर.-50/एस.एम.एल.-71- 72.	दबोटा	705-708, 2675/709, 691, 2672/561, 2529/2425/614, 617, 2670/560, 662, 2681/689, 2640/690, 2668/681, 2639/690, 392, 442, 692, 2641/693, 2647/693, 2680/679.	नालागढ़
10.	एन.जी.आर.-51/एस.एम.एल.-71- 72.	दबोटा	139, 280, 306, 307, 402, 2258, 404, 540, 1859, 1951, 1244, 1509, 1937, 2016, 2042, 2054, 114, 2464/71, 222, 201, 200, 2470/202.	नालागढ़
11.	एन.जी.आर.-52/एस.एम.एल.-71- 72.	खंहनन	838, 902, 945-947, 949.	नालागढ़
12.	एन.जी.आर.-53/एस.एम.एल.-71- 72.	प्लासरा	94-97, 103, 108, 137, 139, 105-107, 113-115, 138, 140, 142, 141, 144, 116, 117.	नालागढ़
13.	एन.जी.आर.-54/एस.एम.एल.-71- 72.	प्लासरा	19-22, 28, 29, 47-52, 88, 107/2, 121, 22, 115 मिन, 54, 56, 60, 68, 69, 72, 79, 80, 308-314.	नालागढ़
14.	एन.जी.आर.-55/एस.एम.एल.-71- 72.	प्लासी कलां	651/469, 477, 475, 490, 294, 295, 467/1, 473.	नालागढ़
15.	एन.जी.आर.-56/एस.एम.एल.-71- 72.	शोहारौर राजपुरा	88, 90, 91, 86	नालागढ़
16.	एन.जी.आर.-63/एस.एम.एल.-71- 72.	केलर	6, 223/14 मिन, 44, 46/2 मिन, 50/2, 88, 107/2, 121, 122, 118 मिन, 51, 80/15, 16.	कण्डाघाट
17.	एन.जी.आर.-64/एस.एम.एल.-71- 72.	केलर	4, 234/288/22, 227/22, 32, 214/91, 845, 34, 32	कण्डाघाट

1	2	3	4	5
18.	एन.जी.आर.65/एम.एम.एल.-71-72.	भरत	27, 34, 14 मिन	कण्डाघाट
19.	एन.जी.आर.66/एम.एम.एल.-71-72.	बरीटी	26, 119, 123, 248/168, 350/119, 200, 201, 354/205, 206.	कण्डाघाट
20.	एन.जी.आर.67/एम.एम.एल.-71-72.	कोठी-द्वारा	204, 243/1, 244/2, 175/3/2, 177	कण्डाघाट
21.	एन.जी.आर.68/एम.एम.एल.-71-72.	जवली	14, 15, 9, 11, 19, 22, 2, 5-8, 13, 20, 18	कण्डाघाट
22.	एन.जी.आर.69/एम.एम.एल.-71-72.	घाटी	9, 10, 38, 50, 51, 350/61, 91, 92, 359/148, 357/149, 353/150, 172, 296/281/179, 196.	कण्डाघाट
23.	एन.जी.आर.70/एम.एम.एल.-71-72.	बारीटी	52, 57, 339/135, 179, 19-21, 23, 24/2, 17, 208, 274.	कण्डाघाट
24.	एन.जी.आर.71/एम.एम.एल.-71-72.	कोठी-द्वारा	45-50, 74/1-	कण्डाघाट
25.	एन.जी.आर.72/एम.एम.एल.-71-72.	समनेच	23, 6, 7	कण्डाघाट
26.	एन.जी.आर.73/एम.एम.एल.-71-72.	कठार	225/24, 11/2 मिन, 20/2 मिन, 103 मिन, 115, 3	कण्डाघाट
27.	एन.जी.आर.74/एम.एम.एल.-71-72.	जावली	5	कण्डाघाट
28.	एन.जी.आर.75/एम.एम.एल.-71-72.	क्यास्टू	2-9, 12-31	कण्डाघाट
29.	एन.जी.आर.76/एम.एम.एल.-71-72.	कन्याली	254/259, 261, 272, 262, 264, 275, 424, 423, 288, 336	कण्डाघाट
30.	एन.जी.आर.77/एम.एम.एल.-71-72.	महियाण	58, 59	कण्डाघाट
31.	एन.जी.आर.78/एम.एम.एल.-71-72.	भराट	22, 25	कण्डाघाट
32.	एन.जी.आर.79/एम.एम.एल.-71-72.	रियाण	60, 62, 69, 72, 93, 94, 127, 176, 66, 88, 96, 162, 40, 59, 61, 63, 67, 68, 7, 75, 81, 84, 91, 83, 87, 92, 103, 128, 167, 169, 174, 74, 41, 33, 118, 119, 151.	कण्डाघाट
33.	एन.जी.आर.80/एम.एम.एल.-71-72.	दुर्गोघाट	51, 55, 58, 187, 198, 28, 57	कण्डाघाट
34.	एन.जी.आर.81/एम.एम.एल.-71-72.	कोट	57, 164, 160, 353, 369, 306, 120, 291, 294, 353/355, 28.	कण्डाघाट
35.	एन.जी.आर.82/एम.एम.एल.-71-72.	संभार	118, 117, 110, 113, 126, 144, 150, 143, 160	कण्डाघाट
36.	एन.जी.आर.83/एम.एम.एल.-71-72.	नवा नगर	140-157	नालाबढ़

आर० एन० पास,
सचिव,

जिला भूमि सुधार समिति, शिमला।

HEALTH AND FAMILY PLANNING DEPARTMENT

NOTIFICATION

Simla-4, the 16th February, 1972

No 2-60/69-Med. II.—In exercise of the powers vested in me under Rule 3(i) of the Himachal Pradesh

Food Adulteration Rules, 1958 as defined in section 2(vi) of the Prevention of Food Adulteration Act, 1954, I, Dr. Krishan Swaroop, Director of Health Services-cum-Food (Health) Authority, Himachal Pradesh order that no person shall sell, stock, distribute or exhibit for sale any salt for human consumption other than the iodised salt produced at Sambhar,

within the State of Himachal Pradesh.

I further authorise all the food inspectors to institute prosecutions within their jurisdiction against the persons committing offences under the said Act.

By order,
KRISHAN SWAROOP,
Director.

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Mandi, the 14th February, 1972

No. SE.I-R-25-29/70-3385-89.—Whereas it appears to the Governor of Himachal Pradesh that land is likely to be acquired to be taken by Government at the public expense for a public purpose, namely for construction of road from Chobin into Santhi Mandir. It is hereby notified that the land in the locality described below is required for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officer for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within

thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Mandi.

SPECIFICATION

District: KANGRA

Tehsil: PALAMPUR

Locality	Village	Khasra No.	Area K. M.
BAIJNATH	DUHAK	1700	1 4
		1702	
		1704	
		1705	
BAIJNATH	CHOBI	483	26 0
		511	
		779	
		1192	
		559	
BAIJNATH	BHAGOT	334	18 13
		1810	
		1813	
BAIJNATH	DHARBAGI	40	12 7
		44	
		Total	128 4

O. P. SABHLOK,
Superintending Engineer,
1st Circle, H. P., P. W. D., Mandi.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

सूच्य

भाग 4—स्थानीय स्वायत्त शासन: म्यूनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

PANCHAYATI RAJ DEPARTMENT

ORDERS

Simla-4, the 1st March, 1972

No. 5-G31/70-Panch.(C).—Whereas an enquiry was ordered by the Director of Panchayats, Himachal Pradesh, vide his order of even number, dated the 12th November, 1970, under the provisions of section 118A of the Himachal Pradesh Panchayati Raj Act, 1952 (now replaced by the Himachal Pradesh Panchayati Raj Act, 1968), to enquire into a complaint against Shri Lal Singh, President, Gram Panchayat, Dimber, Tehsil Pachhad, District Sirmur, regarding alleged misappropriation of a grant of Rs. 1,500.00 received by him from the Education Department during 1968-69 for the construction of School building Kotla, Mangan, and the said President was suspended with effect from 12th November, 1970;

And whereas the said enquiry has established that Shri Lal Singh is not guilty of any misappropriation;

Now, therefore, the Government of Himachal Pradesh having considered the enquiry report, hereby order, under the provisions of section 54 of the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), the immediate reinstatement of Shri Lal Singh in the office of

President, Gram Panchayat Dimber, Tehsil Pachhad, District Sirmur.

Simla-4, the 1st March, 1972

No. 2-G44/70-Panch.(C).—The words "District Panchayat Officer, Chamba" be read and substituted for the words "Deputy Director of Panchayats, Himachal Pradesh", occurring in the last paragraph of the Department of Community Development and Panchayat's Order No. 5-19/71-CD(PNT), dated 26th May, 1971, as amended by order of the same number, dated 24th June, 1971.

Simla-4, the 3rd March, 1972

No. 5-39/71-CD(Pat.).—In partial modification of this Department order of even number dated the 17th June, 1971 regarding enquiry against the Sarpanch Gram Panchayat Ghalour, District Kangra, it is hereby ordered that the said enquiry shall be conducted by the Sub Divisional Officer (C), Dehra Gopipur instead of the

Deputy Commissioner, Kangra. The former shall submit the enquiry report through the Deputy Commissioner, Kangra.

Sd/-
Secretary.

LOCAL SELF GOVERNMENT DEPARTMENT
CORRIGENDUM

Simla-2, the 6th March, 1972

No. 14-7/70-III-LSG.—Please read "SITING

COMMITTEE" for the word 'SITTING COMMITTEE' appearing in second line of the Local Self Government Department notification No. 14-7/70-III-LSG, dated the 10th February, 1972 published in the extraordinary issue of Himachal Pradesh Rajpatra, dated the 19th February, 1972.

By order,
A. D. DHANTA,
Under Secretary.

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

शून्य

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन
(देखिये पृष्ठ 251 से 285)

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनुपूरक

शून्य

PART 6

LAW DEPARTMENT NOTIFICATIONS

Simla-2, the 29th July, 1970

No. 12-22/70-LR.—The following Acts recently passed by the Parliament which have already been published in the Gazette of India, are hereby republished in the Himachal Pradesh Rajpatra for the information of general public:—

1. The Indian Soldiers (Litigation) Amendment Act, 1970 (23 of 1970).
2. The Petroleum (Amendment) Act, 1970 (24 of 1970).
3. The Merchant Shipping (Amendment) Act, 1970 (25 of 1970).
4. The University Grants Commission (Amendment) Act, 1970 (27 of 1970).

JOSEPH DINA NATH,
Under Secretary (Judicial).

Assented to on 29-5-1970.

THE INDIAN SOLDIERS (LITIGATION) AMENDMENT ACT, 1970

ACT No. 23 OF 1970

AN
ACT

Further to amend the Indian Soldiers (Litigation) Act, 1925.
Be it enacted by Parliament in the Twenty-first Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Indian Soldiers (Litigation) Amendment Act, 1970.
2. *Amendment of section 2.*—In the Indian Soldiers (Litigation) Act, 1925 (4 of 1925) (hereinafter referred to as the principal Act), in section 2,—

(i) for clause (a), the following clause shall be substituted, namely:—

“(a) “Court” means a Court other than a Criminal Court and includes any such tribunal or other authority as may be specified by the Central Government by notification in the Official Gazette being a tribunal or authority which is empowered by law to receive evidence on any matter pending before it and on the basis of such evidence to determine, after hearing the parties before it, the rights and obligations of the parties in relation to such matter;”

(ii) in clause (b), the words and figures “, or the Navy Act, 1957 (62 of 1957)” shall be added at the end;

(iii) after clause (d), the following clause shall be inserted, namely:—

“(e) any reference to a decree or order of a Court shall be deemed to include a reference to a judgement, determination or award of a Court.”

3. *Amendment of section 3.*—In section 3 of the principal Act, in clause (a), the words “or at any such place within India as may be specified by the Central Government by notification in the Official Gazette” shall be added at the end.

4. *Amendment of section 13.*—In section 13 of the principal Act, the words “, after consulting the High Court concerned,” shall be omitted.

Assented to on 29-5-1970.

THE PETROLEUM (AMENDMENT) ACT, 1970 ACT No. 24 OF 1970;

AN
ACT

Further to amend the Petroleum Act, 1934.

Be it enacted by Parliament in the Twenty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Petroleum (Amendment) Act, 1970.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Amendment of long title and preamble.*—In the Petroleum Act, 1934 (30 of 1934) (hereinafter referred to as the principal Act), in the long title and preamble, the words “and other inflammable substances” shall be omitted.

3. *Amendment of section 2.*—In section 2 of the principal Act,—

(a) for clause (b), the following clauses shall be substituted, namely:—

“(b) “petroleum Class A” means petroleum having a flashpoint below twenty-three degrees Centigrade;

(bb) “petroleum Class B” means petroleum having a flash-point of twenty-three degrees Centigrade and above but below sixty-five degrees Centigrade;

(bbb) “petroleum Class C” means petroleum having a flash-point of sixty-five degrees Centigrade and above but below ninety-three degrees Centigrade;”

(b) in clause (c), for the word “flashing-point”, the word “flash-point” shall be substituted;

(c) for clause (d), the following clause shall be substituted, namely:—

“(d) “to transport petroleum” means to move petroleum from one place to another in India and includes moving from one place to another in India across a territory which is not part of India;”

4. *Amendment of section 3.*—In sub-section (2) of section 3 of the principal Act, for the words “any dangerous petroleum”, the words and letter “petroleum Class A” shall be substituted.

5. *Amendment of section 4.*—In section 4 of the principal Act,—

(a) for the words “dangerous petroleum” wherever they occur, the words and letter “petroleum Class A” shall be substituted;

(b) in clause (1), the words “including the charging of fees for any services rendered in connection with the import, transport and storage of petroleum” shall be inserted at the end.

6. *Amendment of section 5.*—In clause (b) of sub-section (2) of section 5 of the principal Act, for the words “dangerous petroleum”, the words and letter “petroleum Class A” shall be substituted.

7. *Amendment of section 6.*—In section 6 of the principal Act,—

(a) for the words “dangerous petroleum” wherever they occur, the words and letter “petroleum Class A” shall be substituted;

(b) in clause (a) of the proviso, for the words “two gallons”, the words “ten litres” shall be substituted.

8. *Substitution of new sections for sections 7 & 8.*—For section 7 and 8 of the principal Act, the following sections shall be substituted, namely:—

“7. *No licence needed for transport or storage of limited quantities of petroleum Class B or petroleum Class C.*—Notwithstanding anything contained in this Chapter, a person need not obtain a licence for the transport or storage of—

(i) petroleum Class B if the total quantity in his possession at any one place does not exceed two thousand and five hundred litres and none of it is contained in a receptacle exceeding one thousand litres in capacity; or

(ii) petroleum Class C if the total quantity in his possession at any one place does not exceed forty-five thousand litres and such petroleum is transported or stored in accordance with the rules made under section 4.

8. *No licence needed for import, transport or storage of small quantities of petroleum Class A.*—(1) Notwithstanding anything contained in this Chapter, a person need not obtain a licence for the import, transport or storage of petroleum Class A not intended for sale if the total quantity in his possession does not exceed thirty litres.

(2) Petroleum Class A possessed without a licence under this section shall be kept in securely stored in receptacles of earthenware or metal which shall not, in the case of receptacles of glass or stoneware, exceed one litre in capacity or, in the case of receptacles of metal, exceed twenty-five litres in capacity.”

9. *Amendment of section 9.*—In section 9 of the principal Act,—

(a) in sub-section (1),

(i) for the words “dangerous petroleum” in both places where they occur, the words and letter “petroleum Class A” shall be substituted;

(ii) for the words “twenty gallons” in both places where they occur, the words “one hundred litres” shall be substituted;

(b) in sub-section (2),

(i) for the words “The dangerous petroleum”, the words and letter “Petroleum Class A” shall be substituted;

(ii) for the words “six gallons”, the words “thirty litres” shall be substituted.

10. *Substitution of new section for section 11.*—For section 11 of the principal Act, the following section shall be substituted, namely:—

“11. *Exemption of heavy oils.*—Nothing in this Chapter shall apply to any petroleum which has its flash-point not below ninety-three degrees Centigrade.”

11. *Amendment of section 15.*—In sub-section (1) of

section 15 of the principal Act, for the word “flashing-point”, the word “flash-point” shall be substituted.

12. *Amendment of section 16.*—In sub-section (1) of section 16 of the principal Act, for the word “flashing-point”, the word “flash-point” shall be substituted.

13. *Amendment of section 19.*—In section 19 of the principal Act,—

(a) for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) The testing officer after testing samples of petroleum shall make out a certificate in the prescribed form, stating whether the petroleum is petroleum Class A or petroleum Class B or petroleum Class C, and if the petroleum is petroleum Class B or petroleum Class C, the flash-point of the petroleum.”;

(b) for sub-section (3), the following sub-section shall be substituted, namely:—

“(3) A certificate given under this section shall be admitted as evidence in any proceedings which may be taken under this Act in respect of the petroleum from which the samples were taken, and shall, until the contrary is proved, be conclusive proof, that the petroleum is petroleum Class A or petroleum Class B or petroleum Class C, and, if the petroleum is petroleum Class B or petroleum Class C, of its flash-point.”

14. *Amendment of section 23.*—In section 23 of the principal Act,—

(a) in sub-section (1), for the words “with fine which may extend to five hundred rupees”, the words “with simple imprisonment which may extend to one month, or with fine which may extend to one thousand rupees, or with both” shall be substituted;

(b) in sub-section (2), for the words “with fine which may extend to two thousand rupees”, the words “with simple imprisonment which may extend to three months, or with fine which may extend to five thousand rupees, or with both” shall be substituted.

15. *Substitution of new section for section 27.*—For section 27 of the principal Act, the following section shall be substituted, namely:—

“27. *Notice of accidents with petroleum.*—Whenever there occurs in or about, or in connection with, any place in which petroleum is refined, blended or kept, or any carriage or vessel either conveying petroleum or on or from which petroleum is being loaded or unloaded, any accident by explosion or by fire as a result of the ignition of petroleum or petroleum vapour attended with loss of human life or serious injury to person or property, or of a description usually attended with such loss or injury, the occupier of the place or the person for the time being in charge of the petroleum or the person in charge of the carriage or the master of the vessel, as the case may be, shall, within such time and in such manner as may be prescribed, give notice thereof and of the attendant loss of human life, or injury to person or property, if any, to the nearest Magistrate or to the Officer in charge of the nearest police station and to the Chief Inspector of Explosives in India.”

16. *Amendment of section 28.*—In sub-section (3) of section 28 of the principal Act, the words “in a Presidency-town” shall be omitted.

Assented to on 31-5-1970.
THE MERCHANT SHIPPING (AMENDMENT)
ACT, 1970

ACT NO. 25 OF 1970

AN

ACT

Further to amend the Merchant Shipping Act, 1958.

Be it enacted by Parliament in the Twenty-first Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Merchant Shipping (Amendment) Act, 1970.

(2) This section and sections 2 to 14 (both inclusive) shall be deemed to have come into force on the 21st day of July, 1968 and the remaining sections of this Act shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint, and different dates may be appointed for different sections.

2. Amendment of section 3.—In section 3 of the Merchant Shipping Act, 1958 (44 of 1958) (hereinafter referred to as the principal Act),—

(a) in clause (5),—

(i) in sub-clause (a), the words “or is deemed to have been declared” shall be omitted;

(ii) in sub-clause (b), for the words “article twenty-one”, the words “article thirty-two” shall be substituted;

(b) for clause (14), the following clause shall be substituted, namely:—

“(14) “free board” means the distance measured vertically downwards, amidships, from the upper edge of the deck line to the upper edge of the related load line;”

(c) for clause (20), the following clause shall be substituted, namely:—

“(20) “Load Line Convention” means the International Convention on Load Lines signed in London on the 5th day of April, 1966, as amended from time to time;”

3. Amendment of section 283.—In section 283 of the principal Act, the brackets and figure “(1)”, in the first place where they occur, and sub-section (2), shall be omitted.

4. Insertion of new section 283A.—After section 283 of the principal Act, and before the sub-heading “Construction of ships”, the following section shall be inserted, namely:—

283A. Definitions.—(1) In this Part, unless the context otherwise requires,—

(a) “existing ship” or “existing vessel” means a ship or vessel which is not a new ship or a new vessel,

(b) “new ship” or “new vessel” means a ship or vessel whose keel is laid or which is at a similar stage of construction on or after the material date as defined in sub-section (2).

(2) For the purposes of sub-section (1) “material date”,—

(i) in relation to an Indian ship, means the 21st July, 1968;

(ii) in relation to a foreign ship belonging to a country to which the Load Line Convention applies means the date as from which it is declared under section 283 that the Government of such country has accepted the Load

Line Convention or, as the case may be, that the said Convention has been applied to such country.”

5. Amendment of section 310.—In section 310 of the principal Act,—

(a) in sub-section (2), for clause (a), the following clause shall be substituted, namely:—

“(a) any sailing vessel, being an existing vessel of less than one hundred and fifty tons gross, or a new vessel of less than twenty-four metres in length, and in either case employed in plying coastwise between ports situated within India, Pakistan, Burma and Ceylon;”

(b) in sub-section (3), for clause (d), the following clauses shall be substituted, namely:—

“(d) any coasting ship, being an existing ship of less than one hundred and fifty tons gross or a new ship of less than twenty-four metres in length:

Provided that any such ship does not carry cargo;

(e) any ship which embodies features of a novel kind, if the Central Government is satisfied that the application of the provisions of this Part relating to load lines to such a ship might seriously impede research into development of such features and their incorporation in ships and the Central Government and the Governments of the countries to be visited by the ship are satisfied that the ship complies with safety requirements which are adequate for the purposes for which the ship is intended and are such as to ensure the overall safety of the ship;

(f) any ship which is not normally engaged on a voyage to ports outside India but which in exceptional circumstances is required to undertake such voyage if the Central Government is satisfied that the ship complies with safety requirements which are adequate for such voyage.”

6. Amendment of section 312.—In section 312 of the principal Act,—

(a) in sub-section (1), for the words figures and letters “after the 30th day of June, 1932”, the words, figures and letters “on or after the 21st day of July, 1968” shall be substituted;

(b) in sub-section (2),—

(i) for the words, figures and letters “before the 1st day of July, 1932”, the words, figures and letters “before the 21st day of July, 1968” shall be substituted;

(ii) for clause (c), the following clause shall be substituted, namely:—

“(c) the load lines are in the position required by clause (e) of sub-section (1).”

7. Insertion of new section 312A.—After section 312 of the principal Act, the following section shall be inserted, namely:—

312A. Alterations after survey.—Where any survey under this part of a ship for the purpose of assignment and marking of load lines has been completed, then, notwithstanding anything contained in this Act, the owner, agent or master of the ship shall not make or cause to be made any alteration in the structure, equipment, arrangements, material or scantlings covered by the survey without the prior written permission of the Central Government or a person authorised by that Government in this behalf.”

8. *Amendment of section 316.*—In section 316 of the principal Act, in sub-section (1), or clause (a), the following clauses shall be substituted namely:—

- (a) in the case of an existing ship which is of one hundred and fifty tons gross or more or a new ship of twenty-four metres or more in length, and which in either case carries cargo or passengers, a certificate to be called "an international load line certificate";
- (aa) in the case of a ship which is exempted under clause (e) or clause (f) of sub-section (3) of section 310, a certificate to be called "an international load line exemption certificate"; and

9. *Substitution of new section for section 317.*—For section 317 of the principal act, the following section shall be substituted, namely:—

"317. *Duration and cancellation of certificates.*—(1) Every certificate issued in respect of a ship under clause (a) or clause (b) of sub-section (1) of section 316 and every certificate issued under clause (aa) of that sub-section to a ship referred to in clause (c) of sub-section (3) of section 310 shall be in force for a period of five years from the date of its issue or for such shorter period as may be specified in the certificate but subject to the provisions of this Part, a new certificate may be issued in respect of such ship:

Provided that where it is not possible to issue such new certificate to any ship before the expiry of its existing certificate, the Central Government or any other person authorised by it to issue such certificate may, on being satisfied that no alterations affecting the ship's free board have been made in the structure, equipment, arrangements, material or scantlings, after the last survey of the ship under sub-section (5), extend the validity of the existing certificate for such period not exceeding five months as the Central Government or such person may deem fit.

(2) Every certificate issued under clause (aa) of sub-section (1) of section 316 to a ship referred to in clause (f) of sub-section (3) of section 310 shall cease to be valid upon the completion of the voyage in respect of which such certificate was issued.

(3) Notwithstanding anything contained in the foregoing provisions of this section, any certificate issued in respect of a ship under sub-section (1) of section 316 shall cease to be valid when the ship ceases to be an Indian ship.

(4) The Central Government may, by order in writing, cancel any certificate issued in respect of a ship under sub-section (1) of section 316 if it is satisfied that—

- (a) material alterations such as would necessitate assignment of an increased free board have taken place in the hull or superstructure of the ship;
- (b) the fittings and appliances for the protection of openings, the guard rails, freeing ports, or the means of access to the crew's quarters are not maintained in an effective condition;
- (c) the structural strength of the ship is lowered to such an extent as to render the ship unsafe;
- (d) the markings of the deck line and load lines on the ship have not been properly maintained;

Provided that no such order shall be made unless the person concerned has been given a reasonable opportunity to represent his case.

(5) The owner of every ship in respect of which any certificate has been issued sub-section (1) of section 316 shall, so long as the certificate remains in force, cause the ship to be surveyed in the prescribed manner once at least in each year during the period commencing three months before and ending three months after the anniversary date of issue of the certificate for the purpose of determining whether the certificate should, having regard to the provisions of sub-section (4), remain in force:

Provided that the Central Government may, if satisfied in any case for reasons to be recorded in writing that it is necessary or expedient so to do, extend by order in writing the time within which a ship shall be caused to be so surveyed.

(6) If the owner fails to cause the ship to be surveyed as aforesaid, the Central Government may, after giving the owner a reasonable opportunity to represent his case and without prejudice to any other action that may be taken under this Act in respect of such failure, cancel the certificate.

(7) Notwithstanding anything contained in sub-section (1), any international load line certificate issued or renewed under this Act before the date of publication of the Merchant Shipping (Amendment) Act, 1970, in the Official Gazette and in force on that date, shall continue to be in force,—

- (a) for the unexpired portion of the period for which such certificate had been issued or, as the case may be, renewed; or
- (b) for a period of two years from the commencement of this section.

whichever is shorter.

(8) Where any certificate has ceased to be valid or been cancelled under this section, the Central Government may require the owner or master of the ship to which the certificate relates to deliver up the certificate as it directs and the ship may be detained until such requirement has been complied with.

(9) On the survey of any ship in pursuance of this section, there shall be paid by the owner of the ship such fee as may be prescribed."

10. *Amendment of section 321.*—Section 321 of the principal Act shall be re-numbered as sub-section (1) of that section, and—

- (a) in sub-section (1) as so re-numbered, for the word "registered", the words "registered or to be registered" shall be substituted; and
- (b) after sub-section (1) as so re-numbered, the following sub-section shall be inserted namely:—
"(2) The Central Government shall, as soon as may be, after the issue of a certificate in respect of a ship under sub-section (1), forward to the Government at whose request such certificate was issued a copy each of the certificate, the survey report used in computing the free board of the ship and of the computations."

11. *Amendment of section 322.*—In section 322 of the principal Act, for the words "load line certificate, in both the places where they occur, the words "load line certificate or, as the case may be, an international load line exemption certificate" shall be substituted.

12. *Amendment of section 323.*—In section 323 of the principal Act,—

- (a) for sub-section (1), the following sub-section shall be substituted, namely:—

"(1) A surveyor may, at any reasonable time, go

on board any ship (other than an Indian ship) carrying cargo or passengers and registered in a country to which the Load Line convention applies, when such ship is within any port in India, for the purpose of demanding the production of any international load line certificate or, as the case may be, international load line exemption certificate for the time being in force in respect of the ship:

Provided that such ship is an existing ship of one hundred and fifty tons gross or more or a new ship of twenty-four metres or more in length.”;

(b) in sub-section (2),—

(i) for clause (c), the following clause shall be substituted, namely:—

“(c) that no material alterations as would necessitate the assignment of an increased free board, have taken place in the hull or superstructure of the ship.”;

(ii) in clause (d), for the words “in as effective a condition as they were in when the certificate was issued”, the words “in an effective condition” shall be substituted;

(c) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) If a valid international load line exemption certificate is produced to the surveyor on demand made under sub-section (1), the surveyor's powers of inspecting the ship with respect to load lines shall be limited to seeing that the conditions stipulated in the certificate are complied with.”;

(d) in sub-section (3), sub-section (4) and sub-section (5), for the words “on any such inspection”, the words, brackets and figures “on any inspection under sub-section (2) or, as the case may be, sub-section (2A)” shall be substituted;

(e) in sub-section (6), after the words “load line certificate”, the words “or, as the case may be, international load line exemption certificate” shall be inserted.

13. *Amendment of section 326.*—In section 326 of the principal Act,—

(a) for clause (a), the following clause shall be substituted namely:—

“(a) no ship belonging to a country to which the Load Line Convention applies being an existing ship of one hundred and fifty tons gross or more or being a new ship of twenty-four metres or more in length shall be detained and no proceedings shall be taken against the owner or master thereof by virtue of the said section except after an inspection by a surveyor as provided by section 323; and”;

(b) in clause (b), in sub-section (i), after the words “load line certificate”, the words “or, as the case may be, an international load line exemption certificate” shall be inserted.

14. *Amendment of section 328.*—In section 328 of the principal Act,—

(a) in sub-section (1),—

(i) for the words “renewal and cancellation of Indian load line certificates”, the words “and cancellation of Indian load line certificates or, as the case may be, international load line exemption certificates” shall be substituted;

(ii) in clause (a), for the words “any such certificate issued in respect of a ship of one hundred and fifty tons gross or more carrying cargo

or passengers”, the following shall be substituted, namely:—

“any such certificate issued in respect of ship carrying cargo or passengers being an existing ship of one hundred and fifty tons gross or more or being a new ship of twenty-four metres or more in length”;

(b) in sub-section (2), for the proviso, the following proviso shall be substituted, namely:—

“Provided that such direction shall not apply to any ship carrying cargo or passengers being an existing ship of one hundred and fifty tons gross or more or being a new ship of twenty-four metres or more in length if such ship is registered in a country to which the Load Line Convention applies, and is engaged in plying on voyages from or to any port in India to or from any port outside India.”

15. *Amendment of heading of Part X.*—In the heading to Part X of the Principal Act, the words, “LIMITATION OF” shall be omitted.

16. *Insertion of new Part XA.*—For section 352 of the principal Act, the following shall be substituted, namely:—

‘PART XA

LIMITATION OF LIABILITY

352. *Definitions.*—In this Part, unless the context otherwise requires,—

(a) “claim” means a personal claim or property claim;

(b) “franc” means a unit consisting of sixty-five and a half milligrams of gold of millesimal fineness nine hundred;

(c) “Fund”, in relation to a vessel, means the limitation Fund constituted under section 352C;

(d) “liability”, in relation to owner of a vessel, includes liability of the vessel herself;

(e) “occurrence” means an occurrence referred to in sub-section (1) of section 352A;

(f) “personal claim” means a claim resulting from loss of life or personal injury;

(g) “property claim” means any claim other than a personal claim arising from an occurrence.

352A. *Limitation of liability of owner for damages in respect of certain claims.*—(1) The owner of a sea-going vessel may limit his liability in accordance with the provisions of section 352B in respect of any claim arising from any of the following occurrences unless the occurrence giving rise to the claim resulted from the actual fault or privity of the owner:—

(a) loss of life or of personal injury to, and person being carried in the vessel, or loss of, or damage to any property on board the vessel;

(b) loss of life or, or personal injury to, any other person (whether on land or on water), loss of or damage to any other property or infringement of any rights—

(i) which is caused by the act, neglect or default of any person on board the vessel for whose act, neglect or default the owner is responsible; or

(ii) which is caused by the act, neglect or default of any person not on board the vessel for whose act, neglect or default the owner is responsible:

Provided that the owner shall be entitled to limit his liability in respect of any claim arising out of any act, neglect or default as is referred to in sub-clause (ii) only when the act, neglect or default is one which occurs in the navigation or the management of the vessel or in the loading, carriage or discharge of cargo or in the embarkation, carriage or disembarkation of its passengers

(2) The burden of proving that the occurrence giving rise to a claim against the owner of a vessel did not result from his actual fault or privity shall be on the owner.

(3) Nothing in this section shall apply to—

(a) any obligation or liability imposed by any law relating to the removal of wreck and arising from or in connection with the raising, removal or destruction of any vessel which is sunk, stranded or abandoned (including anything which may be on board such vessel) and any obligation or liability arising out of damage caused to harbour works, navigation and navigable waterways;

(b) claims for salvage or to claims for contribution in general average;

(c) any claim by the master or a member of the crew of the vessel or any servant of the owner who is on board the vessel or whose duties are connected with the vessel (including any claim by the legal representative of such master, member of the crew or servant) if the contract of service between the owner and such master or member of the crew or servant is governed by the law of any foreign country and that law either does not set any limit to the liability in respect of such claims or sets a limit exceeding that set to it by section 352B.

(4) An action on the part of the owner of a vessel to limit his liability under sub-section (1) shall not merely by reason of such action constitute an admission of liability.

(5) An owner of a vessel shall be entitled to limit his liability under sub-section (1) in respect of any occurrence even in cases where his liability arises, without proof of negligence, on the part of the owner or of persons for whom he is responsible, by reason of his ownership, possession, custody or control of the vessel.

352B. Limits of liability.—(1) The amounts to which the owner of a vessel may limit his liability under sub-section (1) of section 352A shall be—

(a) where the occurrence has given rise to property claims only, an aggregate amount not exceeding the amount equivalent to one thousand francs for each ton of the vessel's tonnage;

(b) where the occurrence has given rise to personal claims only, an aggregate amount not exceeding the amount equivalent to three thousand and one hundred francs for each ton of the vessel's tonnage;

(c) where the occurrence has given rise both to personal claims and property claims, an aggregate amount not exceeding the amount equivalent to three thousand and one hundred francs for each ton of the vessel's tonnage of which the first portion of the amount equivalent to two thousand and one hundred francs for each ton of the vessel's tonnage shall be exclusively appropriated to the payment of personal claims and of which the second portion of the amount equivalent to one thousand francs for each ton of the vessel's tonnage shall be appropriated to the payment of property claims;

Provided that in cases where the first portion is insufficient to pay the personal claims in full, the unpaid balance of such claims shall rank rateably with the property claims for payment against the second portion of the amount.

Explanation. For the purposes of this sub-section, the tonnage of a vessel of less than three hundred tons shall be deemed to be three hundred tons.

(2) The limits set by sub-section (1) to the liabilities mentioned therein shall apply to the aggregate of such liabilities which are incurred on any distinct occasion.

and shall so apply in respect of each distinct occasion without regard to any liability incurred on another occasion.

(3) For the purposes of this section a vessel's tonnage shall be determined in such manner as the Central Government may, by general or special order, specify.

(4) The Central Government may from time to time by order determine the amounts which for the purposes of this section are to be taken as equivalent to three thousand and one hundred and one thousand francs respectively.

352C. Limitation Fund and consolidation of claims against owners.—(1) Where any liability is alleged to have been incurred by the owner of a vessel in respect of claims arising out of an occurrence and the aggregate of the claims exceeds or is likely to exceed the limits of liability of the owner under section 352B, then the owner may apply to the High Court for the setting up of a limitation Fund for the total sum representing such limits of liability.

(2) The High Court to which the application is made under sub-section (1) may determine the amount of the owner's liability and require him to deposit such amount with the High Court or furnish such security in respect of the amount as in the opinion of the High Court is satisfactory and the amount so deposited or secured shall constitute a limitation Fund for the purposes of the claims referred to in sub-section (1) and shall be utilised only for the payment of such claims.

(3) After the Fund has been constituted, no person entitled to claim against it shall be entitled to exercise any right against any other assets of the owner in respect of his claim against the Fund, if that Fund is actually available for the benefit of the claimant.

(4) Subject to the provisions of this Part, the High Court may distribute the amount constituting the Fund rateably amongst the several claimants and may stay any proceedings pending in any other court in relation to the same matter and may proceed in such manner and subject to such rules of the High Court as to making persons interested parties to the proceedings, and as to the exclusion of any claims which do not come in within a certain time, and as to requiring security from the owner, and as to payment of any cost, as the High Court thinks fit.

(5) Where the owner establishes that he has paid in whole or in part any claim in respect of which he can limit his liability under section 352A, the High Court shall place him in the same position and to the same extent in relation to the Fund as the claimant whose claim he has paid.

(6) Where the owner has established that he may at a later date be required to pay in whole or in part, any of the claims under this Part, which could be settled from the Fund, the High Court may notwithstanding the foregoing provisions of this section order that a sufficient sum may be provisionally set aside for the purpose to enable the owner to enforce his claim against the Fund at a later date in accordance with the provisions of sub-section (4).

(7) If the owner is entitled to make a claim against a claimant arising out of the same occurrence, their respective claims shall be set off against each other and the provisions of this Part shall only apply to the balance, if any.

352D. Release of ship, etc.—(1) Where a vessel or other property is detained in connection with a claim which appears to the High Court to be founded on a liability to which a limit set by section 352B applies, or security is given to prevent or obtain release from such

detention, the High Court, may, and in the circumstances mentioned in such-section (3) of this section shall, order the release of the vessel, property or security if the conditions specified in sub-section (2) are satisfied; and where the release is ordered, the person on whose application it is ordered shall be deemed to have submitted to the jurisdiction of the High Court to adjudicate upon the claim.

(2) The conditions referred to in sub-section (1) are—

(a) that security which in the opinion of the High Court is satisfactory (in this section referred to as "guarantee") has previously been given whether in India or elsewhere, in respect of the said liability, or any other liability incurred on the same occasion and the High Court is satisfied that if the claim is established, the amount for which the guarantee was given or such part thereof as corresponds to the claim will be actually available to the claimant; and

(b) that either the guarantee is for an amount not less than the said limit or further security is given which, together with the guarantee, is for an amount not less than that limit.

(3) The circumstances referred to in sub-section (1) are that the guarantee was given in a port which, in relation to the claim, is the relevant port (or as the case may be, a relevant port) and that port is in a convention country.

(4) For the purposes of that section—

(a) a guarantee given by the giving of security in more than one country shall be deemed to have been given in the country in which security was last given;

(b) any question whether the amount of any security is (either by itself or together with any other amount) not less than any limit set by section 352B shall be decided as at the time at which the security is given;

(c) where part only of the amount for which a guarantee was given will be available to a claimant that part shall not be taken to correspond to his claim if any other part may be available to a claimant in respect of a liability to which no limit is set as mentioned in sub-section (1).

(5) In this section—

(a) "convention country" means any country in respect to which the International Convention relating to the Limitation of the Liability of owners of sea-going ships signed in Brussels as the 10th day of October, 1957, is in force and includes any country to which the Convention extends by virtue of article 14 thereof;

(b) "relevant port", in relation to any claim, means a port where the event giving rise to the claim occurred, or if that event did not occur in that port, the first port of call after the event occurred and includes in relation to a claim for loss of life or personal injury or for damage to cargo, the port of disembarkation or discharge.

352E. *Application to ships in course of completion or construction, etc.*—The provisions of this Part relating to limitation of liability of owners shall extend and apply to the owners, builders or other persons having an interest in any vessel built in any port or place in India from and including the launching of such vessel until the registration thereof in accordance with the provisions of this Act, as they apply in relation to the owner of a vessel registered under this Act.

352F. *Application of this Part to charterer, manager, etc. of a vessel.*—(1) Subject to the provisions of sub-section (2), the provisions of this Part relating to limitation

of liability of an owner of a vessel in respect of claims arising out of an occurrence shall apply to the charterer, manager and operator of the vessel and to the master, members of the crew and other servants of the owner charterer, manager or operator acting in the course of their employment in the same manner as they apply in relation to the owner:

Provided that the total limits of liability of the owner and all other persons referred to in this sub-section in respect of personal claims and property claims arising on a distinct occasion shall not exceed the amounts determined in accordance with the provisions of section 352B.

(2) The master or a member of the crew of a vessel may limit his liability under sub-section (1) even if the occurrence which gives rise to a claim against him resulted from the actual fault or privity of the master and the members of the crew or any one or more of them:

Provided that where the master or a member of the crew is at the same time to the owner, co-owner, charterer, manager or operator of a vessel, the provisions of this sub-section shall only apply where such occurrence resulted from any act, neglect or default committed by the master or, as the case may be, the member of the crew in his capacity as master, or, as the case may be, as a member of the crew:

17. *Insertion of new Part XIA.*—After Part XI of the principal Act, the following Part shall be inserted, namely:—

PART XIA

PREVENTION OF POLLUTION OF THE SEA BY OIL

356A. *Commencement and application.*—(1) The provisions of this Part shall take effect from such date as the Central Government may, by notification in the Official Gazette, appoint, and different dates may be appointed for different provisions in respect of tankers and ships other than tankers.

(2) They shall apply to and in relation to—

(a) tankers of one hundred and fifty tons gross or more; and

(b) other ships of five hundred tons gross or more.

356B. *Definitions.*—In this Part, unless the context otherwise requires,—

(a) "Convention" means the International Convention for the Prevention of Pollution of the Sea by Oil, 1954, signed in London on the 12th day of May, 1954, as amended from time to time;

(b) "discharge", in relation to oil or oily mixture, means any discharge or escape however caused;

(c) "mile" means a nautical mile of 1,852 metres;

(d) "oil" means,—

(i) crude oil,

(ii) fuel oil,

(iii) marine diesel oil conforming to such specifications as may be prescribed,

(iv) lubricating oil;

(e) "oily mixture" means a mixture with an oil content of hundred parts or more in a million parts of the mixture;

(f) "oil reception facilities", in relation to a port, means facilities for enabling vessels using the port to discharge or deposit oil residues;

(g) "prohibited zone" means any such sea area as may be specified in the rules made under section 356J to be a prohibited zone for the purposes of this Part;

(h) "ship" means any sea-going vessel of any type whatsoever, including floating craft, whether self-propelled or towed by another vessel, making a sea voyage;

- (i) "tanker" means a ship in which the greater part of the cargo space is constructed or adopted for the carriage of liquid cargoes in bulk and which is not, for the time being, carrying a cargo other than oil in that part of its cargo space.

356C. Prohibitions as to discharge of oil or oily mixture. (1) No oil or oily mixture shall be discharged from an Indian tanker or other ship within any of the prohibited zones or from a foreign tanker or other ship within the prohibited zone adjoining the territories of India.

(2) The discharge of oil or oily mixture from an Indian ship, other than a tanker or from a foreign ship other than a tanker while such foreign ship is proceeding to any place or port in India, shall, during the period of three years immediately following the commencement of this sub-section, be made as far as practicable from land.

Provided that this sub-section shall not apply to a ship which is proceeding to a port where oil reception facilities are not available.

(3) No oil or oily mixture shall be discharged anywhere at sea from an Indian ship, being a ship of twenty thousand tons gross tonnage or more for which the building contract was entered into on or after the coming into force of this sub-section:

Provided that this sub-section shall not apply in any case where by reason of special circumstances it is impracticable or unreasonable to retain the oil or oily mixture in the ship and the master of the ship reports, as soon as may be, after such discharge the fact in the prescribed form and manner to the Director-General.

356D. Prohibition not to apply in certain cases.—Nothing in section 356C shall apply to—

- the discharge of oil or oily mixture from a ship for the purpose of securing the safety of a ship, preventing damage to a ship or cargo or saving life at sea;
- the escape of oil or of oily mixture resulting from a damage to a ship or unavoidable leakage, if all reasonable precautions have been taken after the occurrence of the damage or discovery of the leakage for the purpose of preventing or minimising the escape;
- the discharge of residue arising from the purification or clarification of fuel oil or lubricating oil when such discharge is made as far from land as is practicable;
- the discharge from the bilges of a ship of oily mixture during the period of twelve months following the date on which this clause comes into force and after the expiration of such period of oily mixture containing no oil other than lubricating oil which has drained or leaked from the machinery spaces in the ship.

356E. Equipment in ships to prevent oil pollution. For the purpose of preventing or reducing discharges of oil and oily mixtures into the sea, the Central Government may make rules requiring Indian ships to be fitted with such equipment and to comply with such other requirements (including requirement for preventing the escape of fuel oil or heavy diesel oil into bilges) as may be prescribed.

356F. Oil record book. (1) Every Indian tanker and every other Indian ship which uses oil as fuel shall maintain on board the tanker or such other ship an oil record book.

(2) The form and manner in which the oil record book shall be maintained, the nature of the entries to be

made therein, the time and circumstances in which such entries shall be made, the custody and disposal thereof and all other matters relating thereto shall be such as may be prescribed having regard to the provisions of the Convention.

356G. Inspection and control of ships to which the Convention applies.—(1) A surveyor or any person appointed in this behalf may, at any reasonable time, go on board a ship to which any of the provisions of this Part apply, for the purposes of—

- ensuring that the prohibitions, restrictions and obligations imposed by or under this Part are complied with;
- satisfying himself about the adequacy of the measures taken to prevent the escape of oil or oily mixture from the ship;
- ascertaining the circumstances relating to an alleged discharge of oil or oily mixture from the ship in contravention of the provisions of this Part; and
- inspecting the oil record book.

(2) The surveyor or any such person may, if necessary, make, without unduly delaying the ship, a true copy of any entry in the oil record book of the ship and may require the master of the ship to certify the copy to be a true copy and such copy shall be admissible as evidence of the facts stated therein.

356H. Information regarding contravention of the provisions of the Convention.—(1) If, on report from a surveyor or other person authorised to inspect a vessel under section 356G, the Central Government is satisfied that any provision of the Convention has been contravened anywhere by a foreign ship being a ship to which the provisions of the Convention apply, it shall transmit particulars of the alleged contravention to the Government of the country to which the ship belongs.

(2) On receipt of information from the Government of any country which has ratified the Convention that an Indian ship has contravened any provision of the Convention, the Central Government shall investigate the matter and if satisfied that any provision of this Part or any rule made thereunder has been contravened, take appropriate action against the owner or master and intimate such Government of the action so taken.

356I. Oil reception facilities at ports in India.—(1) Notwithstanding anything contained in any other law for the time being in force, in respect of every port in India, the powers of the port authority shall include the power to provide oil reception facilities.

(2) A port authority providing oil reception facilities or a person providing such facilities by arrangement with the port authority may make charges for the use of the facilities at such rates and may impose such conditions in respect of the use thereof as may be approved, by notification in the Official Gazette, by the Central Government in respect of the port.

(3) Where the Central Government is satisfied that there are no oil reception facilities at any port in India or that the facilities available at such port are not adequate for enabling ships calling at such port to comply with the requirements of the Convention, the Central Government may, after consultation with the port authority in charge of such port, direct by order in writing such authority to provide or arrange, for the provision of such oil reception facilities as may be specified in the order.

(4) The Central Government may, by notification in the Official Gazette, specify the ports in India having oil reception facilities in accordance with the requirements of the Convention.

Explanation.—For the purpose of this section, "port authority" means,—

- (a) in relation to any major port to which the provisions of the Major Port Trusts Act, 1963 (38 of 1963), apply, the Board of Trustees constituted in respect of that port under that Act;
- (b) in relation to any other port, the Conservator of the Port, within the meaning of section 7 of the Indian Ports Act, 1908 (15 of 1908).

356J. Power to make rules.—(1) The Central Government may, having regard to the provisions of the Convention, make rules to carry out the purposes of this Part.

(2) In particular and without prejudice to the generality of the provisions of sub-section (1), such rules may—

- (a) prescribe the specifications of marine diesel oil for the purposes of clause (d) of section 356B;

- (b) specify the areas which shall be deemed to be prohibited zones for the purposes of this Part;
- (c) prescribe the form and manner in which the oil record book shall be maintained, the nature of the entries to be made therein, the time and circumstances in which such entries shall be made, the custody and disposal thereof and all other matters relating thereto; and
- (d) prescribe the manner in which investigation may be made by the Central Government for the purpose of sub-section (2) of section 356H.

18. Amendment of section 436.—In section 436 of the principal Act in sub-section (2), in the table,—

- (a) in item 102, for the brackets and figure (5), in both the places where they occur, the brackets and figure "(8)" shall be substituted;
- (b) after item 115A, the following items shall be inserted, namely:—

Serial No.	Offences	Section of this Act to which offence has reference	Penalties
"115B	(a) If oil or oily mixture is discharged in contravention of sub-section (1) of section 356C—		
	(i) where such discharge is from an Indian or a foreign tanker;	356C (1)	The master of the tanker shall be liable to fine which may extend to two thousand rupees.
	(ii) where such discharge is from an Indian ship not being a tanker or a foreign ship not being a tanker.	356C(1)	The master of the ship or, if the ship is unmanned, the person in charge of the operation shall be liable to fine which may extend to one thousand rupees.
	(b) If oil or oily mixture is discharged from an Indian ship other than a tanker or from a foreign ship other than a tanker in contravention of sub-section (2) of section 356C.	356C (2)	The master of the ship or, if the ship is unmanned, the person in charge of the operation shall be liable to fine which may extend to one thousand rupees.
	(c) If oil or oily mixture is discharged from an Indian ship in contravention of sub-section (3) of section 356C.	356 C (3)	The master of the ship shall be liable to fine which may extend to one thousand rupees.
	(d) If the master of the ship fails to make the report referred to in the proviso to sub-section (3) of section 356C.	356C (3) proviso.	The master of the ship shall be liable to fine which may extend to five hundred rupees.
115C	If an Indian ship is not fitted with equipment prescribed under section 356E.	356E	The owner, master or agent shall be liable to fine which may extend to two thousand rupees and in addition to a fine which may extend to twenty rupees for every day during which the offence continues after conviction.
115D	(a) If the master of an Indian tanker or other ship fails to maintain an oil record books as required by section 356F or contravenes any rule [other than a rule referred to in (b) below] made under that section.	356F (1), 356F (2).	Fine which may extend to two thousand rupees.
	(b) If any person wilfully destroys or mutilates or renders illegible or prevents the making of, any entry in the oil record book or makes or causes to be made a false entry in such book in contravention of any rule made under section 356F.	356F.	Imprisonment which may extend to six months or fine which may extend to five thousand rupees or both."

19. Substitution of new section for section 460A.—For section 460A of the principal Act, the following section shall be substituted, namely:—

"460A. Removal of difficulties.—(1) If any difficulty arises in giving effect to the provisions of this Act, in so far as they relate to the Safety Convention or to the Load Line Convention or to the Convention referred to in clause (a) of section 356B, the Central Government may, by order published in the Official Gazette, make such provisions not inconsistent with the provisions

of this Act, as appear to it to be necessary or expedient for removing the difficulty and giving effect to the provisions of such Convention:

- Provided that no order shall be made under this section after the expiry of three years from the date of publication of the Merchant Shipping (Amendment) Act, 1970, in the Official Gazette.
- (2) Every order made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions."

20. *Certain contraventions, etc., not to be offences.*—Notwithstanding the retrospective operation of sections 2 to 14 (both inclusive) of this Act no contravention of, or no failure to comply with, any of the provisions of the principal Act as amended by those sections shall render any person guilty of any offence if such contravention or failure—

(i) relates either to any provision inserted in the principal Act by any of the said sections, or to any existing provision thereof, as amended by any of the said sections, and

(ii) occurred on or after the 21st day of July, 1968 and before the date of publication of this Act in the Official Gazette.

RAJYA SABHA

ERRATA

THE MERCHANT SHIPPING AMENDMENT BILL 1970
(AS PASSED BY THE HOUSE OF PARLIAMENT)

1. At page 6,—(i) in line 1, for “section” read “section”; (ii) in line 4, for “sub-section (i)” read “sub-section (i)”; (iii) in lines 49-50, for “internationnal” read “international”.

2. At page 8,—(i) in line 2, for “accodance” read “accordance”; (ii) in line 6, for “and person being” read “any person being”.

3. At page 11,—(i) in lines 8-9, for “relevant part” read “relevant part”; (ii) in line 27, for “as” read “on”; (iii) in line 4, after “owner” insert “,”. 4. At page 12,—in line 2, for “how ever” read “howsoever”. 5. At page 14,—in line 6, for “forum” read “form”. 6. At page 16,—in line 2, for “section () of section 356 C” read “section () of section 356 C”.

New Delhi;
On 4th June, 1970.

Assented to on 3-6-1970.

THE UNIVERSITY GRANTS COMMISSION
(AMENDMENT) ACT, 1970

ACT NO. 27 OF 1970.

AN
ACT

to amend the University Grants Commission Act, 1956. BE it enacted by Parliament in the Twenty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the University Grants Commission (Amendment) Act, 1970.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Substitution of new section for section 5.*—For section 5 of the University Grants Commission Act, 1956 (3 of 1956) (hereinafter referred to as the principal Act,) the following section shall be substituted, namely:—

“5. *Composition of the Commission.* (1) The Commission shall consist of—

- (i) a Chairman, and
- (ii) eleven other members,

to be appointed by the Central Government.

(2) The Chairman shall be chosen from among persons who are not officers of the Central Government or of any State Government.

(3) The other members shall be chosen as follows:—

- (a) two members from among the officers of the Central Government to represent that Government;
- (b) not less than five members from among persons who are, at the time when they are chosen as members, teachers of Universities;

Provided that no person, who is the Vice-Chancellor of a University or the head of an institution

which is eligible under this Act to receive grants from the Commission, shall be chosen to be a member of the Commission;

(c) the remaining number from among—

- (i) persons representing industry, commerce or agriculture,
- (ii) persons representing engineering, legal, medical or other learned professions, or
- (iii) persons who are educationists of repute or who have obtained high academic distinctions, not being persons who are officers or teachers of Universities;

Provided that not less than one-half of the number so chosen shall be from among persons who are not officers of the Central Government or of any State Government.

(4) The Commission may elect from among its members a Vice Chairman who shall exercise such of the powers and discharge such of the duties of the Chairman as may be prescribed.

(5) Every appointment under this section shall take effect from the date on which it is notified by the Central Government in the Official Gazette.”

3. *Amendment of section 6.*—In section 6 of the principal Act,—

(i) for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) A person appointed as Chairman or other member, unless he becomes disqualified for continuing as such under the rules that may be made under this Act, shall—

- (a) in the case of Chairman, hold office for a term of five years; and
- (b) in the case of any other member, hold office for a term of three years:

Provided that—

(i) a person who has held office as Chairman shall be eligible for further appointment as Chairman or other member, and

(ii) a person who has held office as other member shall be eligible for further appointment as chairman or member,

so, however, that in either case, a person who has held office for two terms, in any capacity, whether as Chairman or other member, shall be ineligible for any further appointment as Chairman or other member.”

(ii) to sub-section (4), the following proviso shall be added, namely:—

“Provided that out of the members appointed under clause (ii) of sub-section (1) of section 5, the Central Government may appoint such number of members, not exceeding three, as it may think fit, as whole-time members.”

4. *Amendment of section 12.*—In section 12 of the principal Act,—

(i) in clause (c), for the words “necessary for the development of such Universities”, the words “necessary or appropriate for the development of such Universities or for the maintenance, or development, or both, of any specified activities of such Universities” shall be substituted;

(ii) after the proviso to clause (c), the following further proviso shall be added, namely:—

“Provided further that the Commission shall not give any grant to any University which is established after the commencement of the University Grants Commission (Amendment) Act, 1970, without the previous approval of the Commission and of the Central Government.”

(iii) after clause (c), the following clause shall be inserted, namely:—

5. *Insertion of new section 27.*—After section 26 of the principal Act, the following section shall be inserted, namely:—

"27. *Power to delegate.*—(1) The Commission may, by regulations made under this Act, delegate to its Chairman, or any other whole-time member or officer, its power of general superintendence and direction over the business transacted by, or in, the Commission, including the powers with regard to the expenditure incurred in connection with the maintenance of the office and internal administration of the Commission.

(2) No regulation shall be made under this section except with the previous approval of the Central Government."

6. *Transitional provisions.*—Every member of the Commission holding office as such immediately before the commencement of this Act, shall continue to hold such office after such commencement until the reconstitution of the Commission in accordance with the provisions of the principal Act, as amended by this Act:

Provided that the person holding, immediately before the commencement of this Act, the office of the Chairman, shall continue to hold that office by the same tenure and upon the same terms and conditions as he held it immediately before such commencement.

Simla-2, the 10th November, 1972

No. 12-11/71-LR.—The following Ordinances, promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II, Section I, are hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public:—

1. The Coking Coal Mines (Emergency Provisions) Ordinance, 1971 (12 of 1971).
2. The Asian Refractories Limited (Acquisition of Undertaking) Ordinance, 1971 (13 of 1971).
3. The Jayanti Shipping Company (Acquisition of Shares) Ordinance, 1971 (14 of 1971).
4. The Small Coins (Offences) Ordinance, 1971 (15 of 1971).
5. The Stamp and Excise Duties (Amendment) Ordinance, 1971 (16 of 1971).
6. The Railway Passenger Fares Ordinance, 1971 (17 of 1971).
7. The Tax on Postal Articles Ordinance, 1971 (18 of 1971).

THE COKING COAL MINES (EMERGENCY PROVISIONS) ORDINANCE, 1971 (No. 12 OF 1971)

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance to provide for the taking over, in the public interest, of the management of coking coal mines pending nationalisation of such mines.

WHEREAS it is expedient in the public interest that the coking coal mines should be nationalised with a view to re-organising and reconstructing them for the purpose of protecting, conserving and promoting scientific development of the resources of coking coal needed to meet the growing requirements of the iron and steel industry;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred

by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

Short title and commencement.—(1) This Ordinance may be called the Coking Coal Mines (Emergency Provisions) Ordinance, 1971.

(2) It shall come into force on the 17th day of October, 1971.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires,—

- (a) "appointed day" means the date on which this Ordinance comes into force;
- (b) "coking coal mine" means a coal mine in which there exists one or more seams of coking coal, whether exclusively or in addition to any seam of other coal;
- (c) "company" means a company as defined in section 3 of the Companies Act, 1956 (1 of 1956), and includes a foreign company within the meaning of section 591 of that Act;
- (d) "Custodian" means the person appointed under section 5 to take over the management of the coking coal mine;
- (e) "Government company" has the meaning assigned to it by section 17 of the Companies Act, 1956; (1 of 1956);
- (f) "mine" means any excavation where any operation for the purpose of searching for or obtaining minerals has been or is being carried on and includes—
 - (i) all borings and bore holes;
 - (ii) all shafts, in or adjacent to and belonging to a mine whether in the course of being sunk or not;
 - (iii) all levels and inclined planes in the course of being driven;
 - (iv) all open cast workings;
 - (v) all conveyors or aerial ropeways provided for the bringing into or removal from a mine of minerals or other articles or for the removal of refuse therefrom;
 - (vi) all lands, buildings, works, adits, levels, planes, machinery and equipment, vehicles, railways, tramways and sidings, in or adjacent to and belonging to a mine;
 - (vii) all workshops belonging to a mine including buildings, machinery, instruments, stores, equipment of such workshops and the lands on which such workshops stand;
 - (viii) all coal in stock or in transit or under production, other stores and stocks and instruments belonging to a mine;
 - (ix) all power stations belonging to a mine or operated for supplying electricity for the purpose of working the mine or a number of mines under the same management;
 - (x) all land, buildings and equipment adjacent to or belonging to a mine where the washing of coal or manufacture of coke is carried on;
 - (xi) all other assets, movable or immovable, belonging to a mine, whether within its premises or outside;
- (g) "mining company" means a company owing to a coking coal mine, and in relation to a foreign company within the meaning of section 591 of the Companies Act, 1956 (1 of 1956), the undertaking of that company in India;
- (h) "notified order" means an order notified in the Official Gazette;

- (i) words and expressions used herein but not defined, and defined in the Mines Act, 1952 (35 of 1952), or in the Coal Mines (Conservation, Safety and Development) Act, 1952 (12 of 1952), have the meanings respectively assigned to them in either of those Acts.

3. *Management of coking coal mines to vest in Government on the appointed day.*—(1) On and from the appointed day, the management of all coking coal mines shall vest in the Central Government.

(2) The coking coal mines specified in the Schedule shall be deemed, for the purposes of this Ordinance, to be the coking coal mines the management of which shall vest, under sub-section (1), in the Central Government;

Provided that if, after the appointed day, any other coal mine is found, after an investigation made by the Coal Board, to contain coking coal, that Board shall make a declaration to that effect and on and from the date of such declaration, such mine shall be deemed, for the purposes of this Ordinance,—

(i) to vest in the Central Government; and

(ii) to be included in the Schedule,

and thereupon the provisions of this Ordinance shall become applicable thereto subject to the modification that for the words "appointed day", wherever they occur, the words "the date of the declaration made by the Coal Board under sub-section (2) of section 3" shall be substituted.

4. *Management of coking coal mines pending the appointment of Custodian.*—(1) Pending the appointment of a Custodian under section 5 for any coking coal mine, the person in charge of the management of such mine immediately before the appointed day shall, on and from the appointed day, be in charge of the management of such mine for and on behalf of the Central Government; and the management of such mine shall be carried on by such person subject to the provisions contained in sub-sections (3) and (5) and such directions, if any, as the Central Government may give to him and no other person including the owner, shall, so long as such management continues, exercise any powers of management in relation to the coking coal mine.

(2) Any contract, whether express or implied, providing for the management of any coking coal mine, made before the appointed day between the owner of such mine and any person in charge of the management of such mine immediately before the appointed day, shall be deemed to have terminated on the appointed day.

(3) No person in charge of the management of a coking coal mine shall, without the previous approval of the person specified by the Central Government in this behalf in respect of that mine (hereinafter referred to as the "authorised person"),

- (a) incur any expenditure from the assets appertaining to the coking coal mine otherwise than for the purpose of making routine payments of salaries or commissions to employees, agents or for the purpose of meeting the routine day to day expenditure;
- (b) transfer or otherwise dispose of any such assets or create any charge, hypothecation, lien or other encumbrance thereon;
- (c) invest in any manner any monies forming part of such assets;
- (d) acquire any immovable property out of the monies forming part of such assets;
- (e) enter into any contract of service or agency, whether expressly or by implication, for purposes connected wholly or partly with the coking coal mine or vary the terms and conditions of any contract relating to any such transaction subsisting on the appointed day.

(4) The approval of the authorised person may be given either generally in relation to certain classes of transactions relating to the coking coal mine or specially in relation to any of its transactions.

(5) Every person in charge of the management of a coking coal mine shall deposit all securities and documents of title to any assets appertaining to such mine in any Scheduled Bank or Nationalised Bank in which the owner or agent had an account immediately before the appointed day or in any branch of the State Bank in the place where the head office or the principal office of the coking coal mine is situated or, where there is no branch of the State Bank in such place, the nearest branch of the State Bank; and no such security or document shall be withdrawn from the Scheduled Bank, the Nationalised Bank or the State Bank, as the case may be, except with the permission of the authorised person:

Provided that nothing contained in this sub-section shall apply to any security or document of title kept in trust with an Official Trustee in pursuance of the articles of association of any mining company unless the Central Government, by notified order, otherwise directs.

Explanation.—In this sub-section,—

- (a) "Scheduled Bank" means a bank included for the time being in the Second Schedule to the Reserve Bank of India Act, 1934 (2 of 1934);
- (b) "State Bank" means the State Bank of India constituted under the State Bank of India Act, 1955 (23 of 1955);
- (c) "Nationalised Bank" means a corresponding new bank as defined in the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970).

(6) Every person in charge of the management of a coking coal mine shall deliver forthwith to the person specified in this behalf by the Central Government in respect of that coking coal mine, the following documents, namely:—

- (a) the minutes book or any other book in India containing all resolutions up to the appointed day of the persons in charge of the management of the coking coal mine before the appointed day;
- (b) the current cheque books relating to the undertaking which are at the head office or the principal office of the coking coal mine;
- (c) all registers or other books containing particulars relating to the investment of any moneys appertaining to the coking coal mine including investments on mortgaged properties and all loans granted or advances made.

(7) Without prejudice to the generality of the powers conferred by sub-section (1) and the provisions contained in sub-section (3), (5) and (6), any direction issued under sub-section (1) may require the persons in charge of the management of the coking coal mine under this Ordinance to furnish to the Central Government or to the authorised persons such returns, statements and other information relating to the coking coal mine as may be mentioned in the direction.

(8) The persons in charge of the management of the coking coal mine under this Ordinance shall be entitled to such remuneration, whether by way of allowance or salary or perquisites which the Central Government may fix; and any such person may, by giving one month's notice in writing to the Central Government of his intention so to do, relinquish charge of the management of the coking coal mine.

5. *Power of Central Government to appoint Custodians to take over management of coking coal mines.*—(1) The Central Government may, as soon as it is convenient administratively so to do, appoint any person as Custodian

for the purpose of taking over the management of the coking coal mine and the person so appointed shall carry on the management of such mine for and on behalf of the Central Government.

(2) The Central Government may also appoint a person as the Custodian-General for exercising supervision and control over all the coking coal mines, the management of which is taken over under this Ordinance, and on such appointment, every Custodian, appointed under sub-section (1), shall act under the guidance, control and supervision of the Custodian-General.

(3) On the appointment of a Custodian under sub-section (1), the charge of management of the coking coal mine shall vest in him and all persons in charge of the management of such mine immediately before such appointment shall cease to be in charge of such management and shall be bound to deliver to the Custodian all assets, books of account, registers or other documents in their custody relating to the coking coal mine.

(4) Nothing contained in section 4 shall apply to any coking coal mine the management of which has been taken over by the Custodian, but the Central Government may issue such directions to the Custodian as to his powers and duties as it deems desirable in the circumstances of the case, and the Custodian may apply to the Central Government at any time for instructions as to the manner in which he shall conduct the management of the coking coal mine or in relation to any matter arising in the course of such management.

(5) The Custodian shall receive from the funds of the coking coal mine for the charge of management of which he is appointed under sub-section (1) such remuneration as the Central Government may fix.

(6) The Custodian and the Custodian-General shall hold office during the pleasure of the Central Government.

6. *Payment of compensation.*—(1) Every owner of a coking coal mine shall be given by the Central Government compensation, in cash, for vesting in it, under section 3, the management of such mine.

(2) For every month during which the management of the coking coal mine remains vested in the Central Government, the amount of compensation referred to in sub-section (1) shall be twenty-five paise per tonne of coal on the average monthly production of coal from such mine during the calendar years, 1968, 1969 and 1970.

7. *Penalties.*—If any person—

(a) fails to deliver to the Custodian any assets, books of account, registers or any other documents in his custody relating to the coking coal mine in respect of the management of which the Custodian has been appointed, or

(b) retains any property of such coking coal mine, or

(c) fails to comply with the provisions contained in sub-section (3) or sub-section (5) or sub-section (6) of section, (4) or

(d) fails to comply with any directions issued under sub-section (1) or sub-section (4) of section 5,

he shall be punishable with imprisonment for a term which may extend to six months, or with fine which may extend to ten thousand rupees, or with both.

8. *Mining companies not to be wound up by Court.*—No proceeding for the winding up of a mining company, the management of whose coking coal mines have vested in the Central Government under this Ordinance or for the appointment of a Receiver in respect of such business, shall lie in any court.

9. *Exclusion of time of Ordinance for computing period of limitation.*—In computing the period of limitation prescribed by law for the time being in force for any suit or application against any person by a mining company in respect of any matter arising out of any transaction in relation to the coking coal mine, the time during which this Ordinance is in force shall be excluded.

10. *Effect of Ordinance on other laws.*—The provisions of this Ordinance shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force or in any instrument having effect by virtue of any law other than this Ordinance.

11. *Delegation of powers.*—The Central Government may, by notified order, direct that all or any of the powers exercisable by it under this Ordinance may also be exercised by any person or persons as may be specified in the order.

12. *Protection of action taken in good faith.*—(1) No suit, prosecution or other legal proceeding shall lie against the Custodian-General, any Custodian or authorised person in respect of anything which is in good faith done or intended to be done under this Ordinance.

(2) No suit or other legal proceeding shall lie against the Central Government or the Custodian-General, any Custodian or authorised person for any damage caused or likely to be caused by anything which is in good faith done or intended to be done under this Ordinance.

13. *Contracts in bad faith may be cancelled or varied.*—The Custodian of a coking coal mine, the management of which has been taken over by the Central Government under this Ordinance, may make an application to the Court having jurisdiction in this behalf for the purpose of cancelling or varying any contract or agreement entered into at any time before the appointed day between the owner or agent of a coking coal mine and any other person, and the Court may, if satisfied after due inquiry that such contract or agreement has been entered into in bad faith and is detrimental to the interests of of the coking coal mine, make an order cancelling or varying (either unconditionally or subject to such conditions as it may think fit to impose) the contract or agreement and the contract or agreement shall have effect accordingly.

14. *Power to terminate contract of employment.*—Notwithstanding anything to the contrary contained in any contract or in any other law for the time being in force, if the Custodian is of opinion that any contract of employment entered into by any owner or agent of a coking coal mine, at any time before the appointed day, is unduly onerous, he may, by giving to the employee one month's notice in writing or the salary or wages for one month in lieu thereof, terminate such contract of employment.

15. *Power to make rules.*—(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the provisions of this Ordinance.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the manner in which the coking coal mines will be managed by the Custodians, under the supervision and control of a Custodian-General;

(b) the constitution of a Board of Management, by whatever name called for advising the Custodian-General in the management of the coking coal mines;

(c) the form and manner in which accounts of the coking coal mines shall be maintained;

(d) the manner in which any compensation payable under this Ordinance shall be dealt with by an owner;

(e) any other matter in relation to which such rule is required to be, or may be, made.

16. *Coking coal mines to which the Ordinance shall not apply.*—Nothing in this Ordinance shall apply to any coking mine—

(a) owned or managed by a Government company or a corporation owned or controlled by Government;

(b) owned or managed by a company engaged in the production of iron or steel: or part thereof which, in the opinion of the Central Government, is in excess of the requirement for the production of iron and steel by that company.

Provided that this section shall not extend to such mine

THE SCHEDULE
[See section 3(2)]

Serial No.	Name of the mine	Location of the mine	Name and address of the owners of the mine
1	2	3	4
A. EAST BOKARO COALFIELD:			
1.	Dhori	Post Office Bermo, District Hazaribagh.	Bokaro Ramgarh Limited, 22, Chittaranjan Avenue, Calcutta-16.
2.	Kalyani Selected Dhori	Post Office Pichri, District Hazaribagh.	Gouri Shanker and Others, Post Office Bermo, Hazaribagh.
3.	Khas Dhori	Post Office Pichri, District Hazaribagh.	Khas Dhori Colliery Company, Post Office Katrasgarh, Dhanbad.
4.	Pipradih	Post Office Gomia, District Hazaribagh.	Pacific Coal Company, Post Office Gomia, District Hazaribagh.
5.	Pichri	Post Office Pichri, District Hazaribagh.	Pichri Coal Company Limited, Post Office Bermo, Hazaribagh.
6.	Selected Dhori	Post Office Bermo, District Hazaribagh.	Selected Dhori Colliery, Post Office Katrasgarh, Dhanbad.
7.	Turiyo	Post Office Turiyo, District Hazaribagh.	Bhuvaneswar Singh and Sivdayal, Post Office Jharia, Dhanbad.
8.	Tarini	Post Office Turiyo, District Hazaribagh.	Tarini Colliery Company Industrial Bank Building, Post Office Jharia, Dhanbad.
B. JHARIA COALFIELD			
1.	Albion	Post Office Karmatand	Albion Colliery Company, Post Office Karmatand, Dhanbad.
2.	Bokaro Jharia	Post Office Karmatand	Messrs. Agarwalla Brothers, Post Office Karmatand, Dhanbad.
3.	North Damuda	Post Office Nudkharkee	Hazaribagh Coal Syndicate (Private) Limited, Post Office Jharia, Dhanbad.
4.	Kesurgarh	Post Office Nudkharkee	Manbhoom Coal Syndicate Limited, Post Office Jharia, Dhanbad.
5.	Madhuband	Post Office Nudkharkee	Oriental Coal Company Limited, 25, Brabourne Road, Calcutta.
6.	Khas Benedih	Post Office Nawagarh	K. C. Mukherjee and Others, Post Office Hirapur, Dhanbad.
7.	Benedih	Post Office Nudkharkee	Benedih Coal Concern, Post Office Katras, Dhanbad.
8.	Khas Ganeshpur	Post Office Nawagarh	Khas Ganeshpur Coal Mines Limited, 135, Canning street Calcutta.
9.	Ganeshpur	Post Office Nawagarh	Ganeshpur Coal Company Limited, Post Office Ganeshpur, Dhanbad.
10.	Ashakuti Phularitand	Post Office Kharkharee	Ashakuti Coal Company Limited, 1/1, Rowland Road, Calcutta-20.
11.	Mohanpur	Post Office Kharkharee	Shrimati Parbati Devi, Post Office Kharkharee, Dhanbad.
12.	New Bangora	Post Office Kharkharee	S.K. Shahana and Sons (Private Limited), Post Office Kharkharee, Dhanbad.
13.	Khas Bhurungiya	Post Office Mohuda	Khas Bhurungiya Coal Company, Post Office Jharia, Dhanbad.
14.	Routmal, Pirpatand	Post Office Mohuda	Sri K. K. Sablok c/o Sudarsan Motors, Post Office Dhansar Dhanbad.
15.	East Macheradih	Post Office Mohuda	East Macheradih Coal Company Limited, Post Office Jharia, Dhanbad.
16.	New Huntodih	Post Office Mohuda	Doulatmal Routmal, 178, Mahatma Gandhi Road, Calcutta-1.
17.	Murudih	Post Office Mohuda	Kalyanji Majji and Company 14, Netaji Subhas Road, Calcutta-1.
18.	Muralih 20 and 21 pits	Post Office Mohuda	Bengal Coal Company Limited, 8, Clive Row, Calcutta-1.
19.	Bhaudai	Post Office Mohuda	Bengal Bhatdee Coal Company, Limited, 14, Netaji Subhas Road Calcutta.
20.	Kharkharee	Post Office Kharkharee	Bharat Mining Corporation Limited, 91, Stephen House, Dalhousie East, Calcutta-1.
21.	New Sinidih	Post Office Kharkharee	Messrs. Baman Bha Coal Company, 3, Synagogue Street, Calcutta.
22.	Dhuanaband	Post Office Katrasgarh	H.M., Barat and M.C. Barat, Post Office Katrasgarh, Dhanbad.

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23.	New Dharmaband	Post Office Malkera	Sethia Mining and Manufacturing Company Limited, 4, Bakul Bagan Road, Calcutta.
24.	Maheshpur	Post Office Katrasgarh	Messrs. Sahu Minerals and Properties Limited, A-3, Prithviraj Road, Jaipur.
25.	Sinidih	Post Office Katrasgarh	Sinidih Colliery Concern (Private) Limited, Post Office Katrasgarh, Dhanbad.
26.	Tundoo Khas	Post Office Tundoo	J.P. Lalla and Sons Collieries (Private) Limited, Post Box No. 76, Dhanbad.
27.	Bilbera	Post Office Katrasgarh	B.N. Mondal and Company, 22, Canning Street Calcutta.
28.	Jealgora Govindpur	Post Office Sonardih	Jealgora Govindpur Colliery Company Limited, Post Office Sonardih, Dhanbad.
29.	South Gobindpur	Post Office Katrasgarh	H.I. Pathak, Post Office Katrasgarh, Dhanbad.
30.	Diamond Tetturiya	Closed	Bihar Collieries Limited.
31.	Central Tenturiya	Post Office Malkera	Sri Tarapada Lodha and Others, Post Office Katrasgarh, District Dhanbad.
32.	New Tentulia	Post Office Malkera	Tentulia Khas Colliery Company Limited, 25, Brabourne Road, Calcutta.
33.	Central Kooridih Sonardih	Post Office Katrasgarh	Central Kooridih Colliery Company, Post Office Katrasgarh, Dhanbad.
34.	New Gobindpur	Post Office Sonardih	New Gobindpur Coal Company Limited, 33, Canning Street, Calcutta-1.
35.	Khas Mehtadih	Post Office Katrasgarh	Messrs. Khas Mehtadih Colliery Company, Post Office Katrasgarh, Dhanbad.
36.	Agardih	Post Office Katrasgarh	Agardih Colliery Company, Post Office Katrasgarh, District Dhanbad.
37.	Katras Choitodih	Post Office Katrasgarh	Burrakar Coal Company Limited, Chartered Bank Buildings, Calcutta.
38.	Lakurka	Post Office Katrasgarh	Lakurka Coal Company Limited, 3, Synagogue Street, Calcutta.
39.	Koiludih	Post Office Katrasgarh	East Katrasgarh Colliery Company (Private) Limited, Post Office Katrasgarh, Dhanbad.
40.	Khas Govindpur	Post Office Katrasgarh	Khas Govindpur Coal Company (Private) Limited, Post Office Katrasgarh.
41.	East Katras	Post Office Katrasgarh	East Katrasgarh Colliery Company (Private) Limited, Post Office Katrasgarh, Dhanbad.
42.	East Salanpur	Post Office Katrasgarh	East Salanpur Colliery Company, Post Office Katrasgarh, Dhanbad.
43.	Joint Salanpur	Post Office Katrasgarh	Not available.
44.	Khas Salanpur	Post Office Katrasgarh	Not available.
45.	North Salanpur	Post Office Katrasgarh	Sahai Brothers (Receiver H.S. Sahai), Post Office Katrasgarh, Dhanbad.
46.	Selected Salanpur	Post Office Katrasgarh	Selected Salanpur Colliery Company, Post Office Katrasgarh, Dhanbad.
47.	Central Salanpur	Post Office Katrasgarh	Central Salanpur Coal Concern, Post Office Katrasgarh, Dhanbad.
48.	Lakurka Khas	Post Office Katrasgarh	Bharat's Debuttar Estate, Post Office Katrasgarh, Dhanbad.
49.	Salanpur	Post Office Katrasgarh	Shrimati Sarojini Devi, Post Office Katrasgarh, Dhanbad.
50.	New Lakurka	Post Office Katrasgarh	New Lakurka Colliery Company, Post Office Katrasgarh, Dhanbad.
51.	National Angarpathra	Post Office Katrasgarh	National Coal Company Private Limited, 48/1, Ram Tarun Bose Lane, Calcutta-6.
52.	Union Angarpathra	Post Office Sijua	Union Coal Company Limited, 135, Biplabi Rash Behari Basu Road, Calcutta-1.
53.	Gaslitan	Post Office Sijua	New Manbhumi Coal Company, 138, Biplabi Rash Behari Basu Road, Calcutta-1.
54.	Ramkanali	Post Office Katrasgarh	Bijali Kanti Roy, Keshalpur House, Post Office Katrasgarh, Dhanbad.
55.	Trigmait Angarpathra	Post Office Katrasgarh	East Angarpathra Colliery Company Limited, Post Office Katrasgarh, Dhanbad.
56.	Kanta Pahari	Post Office Katrasgarh	East Angarpathra Colliery Company Limited, Post Office Katrasgarh, Dhanbad.
57.	Khas Angarpathra	Post Office Katrasgarh	East Angarpathra Colliery Company Limited, Post Office Katrasgarh, Dhanbad.
58.	Jharia Khas	Post Office Katrasgarh	East Angarpathra Colliery Company Limited, Post Office Katrasgarh, Dhanbad.

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59.	East Angarpathra	Post Office Katrasgarh	East Angarpathra Colliery Company Limited, Post Office Katrasgarh, Dhanbad.
60.	Mahabir Angarpathra	Post Office Katrasgarh	East Angarpathra Colliery Company Limited, Post Office Katrasgarh, Dhanbad.
61.	Diamond Angarpathra	Post Office Katrasgarh	Diamond Angarpathra Colliery Company, Post Office Katrasgarh, Dhanbad.
62.	Mudidih	Post Office Sijua	Burrakar Coal Company, Chartered Bank Building, Calcutta.
63.	Badrachuk	Post Office Sijua	Burrakar Coal Company, Chartered Bank Building, Calcutta.
64.	Jogta	Post Office Sijua	Jogta Coal Company Limited, Post Office Sijua, Dhanbad.
65.	Sendra	Post Office Bansjora	Messrs. Hind Shippers Limited, 135, Biplabi Rash Behari Basu Road, Calcutta-1.
66.	Sendra Bansjora-Gopal Gararia.	Post Office Bansjora	Sendra Bansjora Colliery Company (Private) Limited, 135, Canning Street, Calcutta-1.
67.	Kankanee	Post Office Bansjora	Oriental Coal Company Limited, 25, Brabourne Road, Calcutta.
68.	Loyabad	Post Office Bansjora	Burrakar Coal Company Limited, Chartered Bank Building, Calcutta-1.
69.	Pootkee	Post Office Kusunda	Oriental Coal Company Limited, 25, Brabourne Road, Calcutta.
70.	Gupalichuck (West)	Post Office Kusunda	Central Kirkend Coal Company Limited, 91, Stephen House, Dalhousie Square East, Calcutta-1.
71.	Central Kirkend	Post Office Kusunda	Central Kirkend Coal Company Limited, 91, Stephen House, Dalhousie Square East, Calcutta-1.
72.	Motiram Kirkend	Post Office Kusunda	Motiram Roshanlal Coal Company (Private) Limited, Kusunda, Dhanbad.
73.	Khas Kirkend	Post Office Kusunda	Kalyanji Mavji and Company, Post Office Dhansar, Dhanbad.
74.	Roy Kirkend	Post Office Kusunda	The Kirkend Coal Company Limited, Post Office Katrasgarh, Dhanbad.
75.	New Marine	Post Office Kusunda	The New Marine Coal Company (Bengal) Limited, 111, Chittranjan Avenue, Calcutta.
76.	Ekra Khas	Closed.	Bharat Collieries Limited.
77.	Bansdeopur	Post Office Kusunda	New Bansdeopur Coal Company Limited, 28-B, Netaji Subhas Road, Calcutta.
78.	North Ekra	Post Office Bansjora	North Ekra Coal Company, Post Office Bansjora, Dhanbad.
79.	Gararia	Post Office Bansjora	The Gararia Colliery Company (Private) Limited, Post Office Bansjora, Dhanbad.
80.	Central Gararia	Post Office Bansjora	Central Gararia Colliery Company, Post Office Bansjora, Dhanbad.
81.	Gararia	Post Office Bansjora	Tikmani and Company, Post Office Bansjora, Dhanbad.
82.	Chhota Bewa	Post Office Bansjora	Chhota Bewa Colliery Company Limited, Post Office Bansjora, Dhanbad.
83.	Buseriya	Post Office Kusunda	Buseriya Coal Company (Private) Limited, 13, Radhabazar Lane, Calcutta-1.
84.	East Ekra	Post Office Bansjora	East Ekra Coal Company, c/o K. Worah Jora Bangalow, Dhanbad.
85.	Busseriya North and	Post Office Bansjora	Not available—Mine closed.
86.	South North Busseriya	Post Office Bansjora	North Busseriya Colliery Company, Post Office Bansjora, Dhanbad.
87.	East Loyabad	Post Office Kirkend	Central Alkusa Colliery Company, Post Office Kusunda, Dhanbad.
88.	Gondudih	Post Office Kusunda	Central Alkusa Colliery Company, Post Office Kusunda, Dhanbad.
89.	Dhariajoba	Post Office Kirkenda	Not available—Mine closed.
90.	West Godhur	Post Office Kusunda	H.D. Agarwalla and Sons (P) Ltd., Post Office Jharia, Dhanbad.
91.	Godhur	Post Office Kusunda	Godhur Colliery Company, Post Office Kusunda, Dhanbad.
92.	Pure Kustore	Post Office Kusunda	Pure Kustore Colliery Company Limited, Post Office Kusunda, Dhanbad.

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93.	Nayadee Kusunda	Post Office Kusunda	Kusunda Nayadee Colliery Private Limited Company, Post Office Kusunda, Dhanbad.
94.	Kusunda	Post Office Kusunda	Not available—Are on Fire—Closed.
95.	West Bhuggatdih	Post Office Jharia	Amalgamated with West Ena (97).
96.	Industry and Colliery	Post Office Dhansar	Kalyanji Mavji and Company, Post Office Dhansar, Dhanbad.
97.	West Ena	Post Office Dhansar	Kalyanji Mavji and Company, Post Office Dhansar, Dhanbad.
98.	Kendwadih	Post Office Kusunda	East India Coal Company Limited, Post Office Jealgora, Dhanbad.
99.	Balihari C.T.C.	Post Office Kusunda	Not available.
100.	Kutchi Ballihari	Post Office Kusunda	Sethia Mining and Manufacturing Company Limited, 4, Bakul Bagan Road, Calcutta-1.
101.	South Bulliary	Post Office Kusunda	East India Coal Company Limited, Post Office Jealgora, Dhanbad.
102.	Bhagaband	Post Office Bhagaband	The Borrea Coal Company Limited, Chartered Bank Building, Calcutta-1.
103.	Kendwadih	Post Office Bhaga	Equitable Coal Company Limited, 2/1, Lord Sinha Road, Calcutta.
104.	Gonshadih	Post Office Kusunda	Shri Biswanath Roy, Keshalpur House, Post Office Katrasgarh, Dhanbad.
105.	Alkusa South	Post Office Kustore	Raneegung Coal Association Limited, 3-A, Chowringhee Place, Calcutta-13.
106.	Kustore	Post Office Kustore	Raneegung Coal Association Limited, 3-A, Chowringhee Place, Calcutta-13.
107.	Burragarh	Post Office Jharia	Raneegungue Coal Association Limited, 3-A, Chowringhee Place, Calcutta-13.
108.	Pure Burragarh	Post Office Jharia	Raneegungue Coal Association Limited, 3-A, Chowringhee Place, Calcutta-13.
109.	Bhutgoria	Post Office Bhaga	Equitable Coal Company Limited, 1/2, Lord Sinha Road, Calcutta-16.
110.	Hurriladih	Post Office Bhaga	Equitable Coal Company Limited, 1/2, Lord Sinha Road, Calcutta-16.
111.	Simlabahal	Post Office Jharia	Shri P. Roy, Director and nominated owner, Bhalgora Coal Company, 3, Synagogue Street, Calcutta.
112.	Bhuggatdih	Post Office Dhansar	Bengal Nagpur Coal Company, 5, Synagogue Road, Calcutta-1.
113.	Ena	Post Office Dhansar	North-West Coal Company Limited, 5, Synagogue Road, Calcutta-1.
114.	East Bhalgora	Post Office Jharia	East Bhuggatdih Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
115.	Khas Jharia	Post Office Jharia	East Bhuggatdih Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
116.	East Ena	Post Office Jharia	East Bhuggatdih Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
117.	East Bhuggatdih	Post Office Jharia	East Bhuggatdih Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
118.	Selected Khas Jharia	Post Office Jharia	East Bhuggatdih Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
119.	Selected Jharia	Post Office Jharia	East Bhuggatdih Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
120.	Bhalgora	Post Office Jharia	Bhalgora Coal Company Limited, 3, Synagogue Street, Calcutta-1.
121.	Selected Model Jharia	Post Office Jharia	Amalgamated with East Bhuggatdih (117).
122.	New Khas Jharia	Post Office Jharia	Fularibad Colliery Company, Post Office Jharia, Dhanbad.
123.	Fularibad	Post Office Jharia	Fularibad Colliery Company, Post Office Jharia, Dhanbad.
124.	New Pure Jharia	Post Office Jharia	D.D. Thackher and Sons, Post Office Dhanbad. Closed on Fire.
125.	Rajapur	Post Office Jharia	The Rajapur Colliery Company (Private) Limited, Post Office Jharia, Dhanbad.
126.	Khas Bhuggatdih	Post Office Jharia	Khas Bhuggatdih Colliery Company, Post Office Jharia, Dhanbad.
127.	Pure Jharia	Post Office Jharia	D.D. Thackher and Sons, Post Office Dhanbad. Closed on Fire.
128.	K.P. Dobari	Post Office Jharia	K.P. Dobari, Post Office Jharia.

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129.	South Jharia	Post Office Jharia	J.K. Banerjee and Others, Post Box No. 46, Hirapur, District Dhanbad.
130.	East Pure Jharia	Post Office Jharia	Not available.
131.	Dobari	Post Office Jharia	R.N. Bagchi and Brothers, 5/8, Middle row, Calcutta.
132.	East Model Jharia	Post Office Jharia	Not available.
133.	Model Jharia	Post Office Jharia	J.K. Banerjee and Others, Post Box No. 46, Hirapur, District, Dhanbad.
134.	Golden Jharia	Post Office Jharia	Bharat Fire Bricks and Pottery Works.
135.	Fatehpur	Post Office Jharia	Bharat Fire Bricks and Pottery Works, Jharia.
136.	Pure Durgapur	Post Office Jharia	Bharat Fire Bricks and Pottery Works, Jharia.
137.	Khas Jharia	Post Office Jharia	Fularibad Colliery Company, Post Office Jharia, Dhanbad.
138.	Sonalibad	Post Office Jharia	Fularibad Colliery Company, Post Office Jharia, Dhanbad.
139.	Ganhoodih	Post Office Jharia	S.B. Banerjee and Sons, Post Office Jharia, Dhanbad.
140.	East Jharia	Post Office Jharia	Not available.
141.	K.P. Kujama	Post Office Jharia	Kujama Coal Colliery Company, Post Office Jharia, Dhanbad.
142.	Kujama	Post Office Jharia	Kujama Coal Colliery Company, Post Office Jharia, Dhanbad.
143.	North Kujama	Post Office Jharia	Ganji Dossa and Company, Post Office Jharia, Dhanbad.
144.	Central Kujama	Post Office Jharia	Central Kujama Coal Concern, Post Office Jharia, Dhanbad.
145.	Nanji Kujama	Post Office Jharia	Central Kujama Coal Concern, Post Office Jharia, Dhanbad.
146.	Pandebera	Post Office Jharia	Central Kujama Coal Concern, Post Office Jharia, Dhanbad.
147.	Pure Kujama	Post Office Jharia	Central Kujama Coal Concern, Post Office Jharia, Dhanbad.
148.	Kujama Pandabera	Post Office Jharia	Central Kujama Coal Concern, Post Office Jharia, Dhanbad.
149.	South Kujama	Post Office Jharia	Bagdigi Kujama Collieries Company (1948) Limited, Post Office Jharia, Dhanbad.
150.	Goluckdih	Post Office Jharia	Goluckdih Colliery Company, 22, Burtolla Street, Calcutta.
151.	South Goluckdih	Post Office Jharia	South Goluckdih Coal Company, Post Office Jharia, Dhanbad.
152.	Central Jharia	Post Office Jharia	Messers Khimji Dossa and Sons, Post Office Jharia, Dhanbad.
153.	Indian Jharia	Post Office Jharia	Messers Khimji Dossai and Sons, Post Office Jharia, Dhanbad.
154.	Lower Upper Jharia	Post Office Jharia	Khimji Dossa and Sons, Post Office Jharia, Dhanbad.
155.	Central Tisra	Post Office Jharia	Shri K. D. Singh, Post Office Jharia, Post Box No. 111, Dhanbad.
156.	Tisra	Post Office Jharia	Dhanji Devji and Sons, Post Office Jharia, Dhanbad.
157.	Tisra	Post Office Jharia	The Diamond Coal Company (Private) Limited, Post Office Jharia, Dhanbad.
158.	Tisra	Post Office Jharia	Amarsing Gowamal and Sons, Post Box No. 47, Jharia, Dhanbad.
159.	Sree Commercial	Post Office South Tisra	Bengal Jharia Colliery Company (Private) Limited, Post Office South Tisra, Dhanbad.
160.	Bengal Jharia	Post Office South Tisra	Bengal Jharia Colliery Company (Private) Limited, Post Office South Tisra, Dhanbad.
161.	East India	Post Office Jeenagora	Part of Khas Joyrampur.
162.	South Tisra	Post Office Tisra	South Tisra Colliery Company Limited, Post Office Jharia, Dhanbad.
163.	Khas Joyrampur	Post Office Khas Jeenagora	Khas Joyrampur Colliery Company, Post Office Khas Jeenagora, Dhanbad.
164.	Kalishthan Jeenagora	Post Office Khas Jeenagora	K.B. Seal and Sons, 28, Raja K.L. Goswami Street, Post Office Serampur, District Hooghly (West Bengal).
165.	Lower Joyrampur	Post Office Jeenagora	Part of Khas Joyrampur.

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166.	New Jeenagora	Post Office Khas Jeenagora	Khas Jeenagora Colliery Limited, 135, Biplabi Rash Behari Basu Road, Calcutta-1.
167.	Central Jeenagora	Post Office Khas Jeenagora	Khas Jeenagora Colliery Limited, 135, Biplabi Rash Behari Basu Road, Calcutta-1.
168.	Bararee Joyrampur	Post Office Jeenagora	Not available.
169.	Pure Joyrampur	Post Office Khas Jeenagora	Amalgamated with Khas Joyrampur
170.	North Bararee Jeenagora	Post Office Jeenagora	Part of Central and New Jeenagora's.
171.	Khas Jeenagora	Post Office Khas Jeenagora	Khas Jeenagora Colliery Limited, 135, Biplabi Rash Behari Basu Road, Calcutta-1.
172.	East Bararee	Post Office Khas Jeenagora	Jeenagora East Bararee Colliery Company, Post Office Katrasgarh, Dhanbad.
173.	Sri Jeenagora	Post Office Khas Jeenagora	Jeenagora East Bararee Colliery Company, Post Office Katrasgarh, Dhanbad.
174.	New Suratand	Post Office Jharia	Not available.
175.	Kalithan Suratand	Post Office Jharia	K. B. Seal and Sons, Post Office Jharia, Dhanbad.
176.	Niluri Patra	Post Office Jharia	Niluri Patra, Post Office Jharia, Dhanbad.
177.	North Burrakar Surtand	Post Office Jharia	The New Standard Coal Company (Private) Limited, 27, Palace Court, 1, Kyd Street, Calcutta-16.
178.	North Burakar Lodna	Post Office Jharia	The New Standard Coal Company (Private) Limited, 27, Palace Court, 1, Kyd Street, Calcutta-16.
179.	Lodna	Post Office Jharia	The New Standard Coal Company (Private) Limited, 27, Palace Court, 1, Kyd Street, Calcutta-16.
180.	Standard Bhaga	Post Office Bhaga	Standard Coal Company Post Office Bhaga, Dhanbad.
181.	Lodna	Post Office Jharia	Lodna Colliery Company (1920) Limited, 6, Lyons Range, Calcutta.
182.	Madhuban Lodna	Post Office Jharia	Lodna Colliery Company (1920) Limited, 6, Lyons Range, Calcutta.
183.	Bagadigi	Post Office Jharia	Lodna Colliery Company (1920) Limited, Post Office Jharia, Dhanbad.
184.	Jealgora	Post Office Jealgora	East India Coal Company Limited, Post Office Jealgora Dhanbad.
185.	Bararee	Post Office Jealgora	East India Coal Company Limited, Post Office Jealgora, Dhanbad.
186.	Bhulanbararee	Post Office Patherdih	Bhulanbararee Coal Company Limited, 4, Clive Road, Calcutta-1.
187.	Lachmi	Post Office Patherdih	Lachmi Coal Company, 31, Mullick Street Calcutta.
188.	Amlabad	Post Office Bhowrah	Oriental Coal Company Limited, Thapar, House, 25, Brabourne Road, Calcutta-1.
189.	Bhowrah North	Post Office Bhowrah	Oriental Coal Company Limited, 25, Brabourne Road, Calcutta-1.
190.	Bhowrah South	Post Office Bhowrah	Oriental Coal Company Limited, 25, Brabourne Road, Calcutta-1.
191.	Mohalbani	Post Office Bhowrah	Oriental Coal Company Limited, 25, Brabourne Road, Calcutta-1.
192.	Central Bhowrah	Post Office Bhowrah	Central Bhowrah Coal Company, Post Office Jharia, Dhanbad.
193.	Sitanala	Post Office Bhojudih	Mohatta Brothers, 19, British Indian Street, Calcutta-1.
194.	East Bhowra	Post Office Patherdih	Shrimati Jyotsen Devi, Post Office Sitarampur, District Burdwan.
195.	East Sowardih	Post Office Patherdih	J. N. Supakar Brothers and Company, Post Office, Patherdih, Dhanbad.
196.	Patherdih	Post Office Patherdih	Patherdih Sudamdih Colliery (Private) Limited, Post Office Patherdih Dhanbad.
197.	New Sudamdih	Post Office Patherdih	New Sudamdih Colliery Company, Post Office Patherdih, Dhanbad.
198.	Selected Patherdih	Post Office Patherdih	Selected Patherdih Coal Company Limited, 12, Tarachand Dutta Street, Calcutta-1.
199.	New Chasnala	Post Office Jharia	New Chasnalla Coal Concern, Post Office Jharia, Dhanbad.
200.	Pure Chasnalla	Post Office Patherdih	Pure Chasnalla Colliery Company, 192, Cross Street, Calcutta-7.

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C. RANEEGUNGE COALFIELD

1. Junkundar	Post Office Chirkunda, District Dhanbad.	D. Mondal and Company Limited, Post Office Dishergarh, District Burdwan, West Bengal.
2. Laikdih Deep	Post Office Chirkunda, District Dhanbad.	Katras—Jharia Coal Company Limited, 8, Clive Row, Calcutta-1.
3. Chanch	Post Office Chirkunda, District Dhanbad.	Bengal Coal Company Limited, 8, Clive Row, Calcutta-1.
4. Victoria	Post Office Kulti, District Burdwan.	New Birbhoom Coal Company Limited, 8, Clive Row, Calcutta-1.
5. Victoria West	Post Office Kulti, District Burdwan.	New Birbhoom Coal Company Limited, 8, Clive Row, Calcutta-1.
6. Begunia	Post Office Barakar, District Dhanbad.	Messers K. C. Thaper and Brothers (Private) Limited, 25, Brabourne Road, Calcutta.

V. V. GIRI,
President.

N. D. P. NAMBOODIRIPAD,
Joint Secretary to the Government of India.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 17th October, 1971/Asvina 25, 1893 (Saka)

THE ASIAN REFRACTORIES LIMITED (ACQUISITION OF UNDERTAKING) ORDINANCE, 1971

No. 13 of 1971

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance to provide for the acquisition of the undertaking of the Asian Refractories Limited for the purpose of augmenting supplies of refractories to meet the essential requirements of the iron and steel industry;

WHEREAS the Asian Refractories Limited is in liquidation and has stopped its production;

AND WHEREAS the total production of refractories in India is inadequate and insufficient to meet the essential requirements of the iron and steel industry;

AND WHEREAS the supplies of refractories can be augmented by speedily bringing the Asian Refractories Limited into operation and expanding its capacity there-
after;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:

1. *Short title and commencement.*—(1) This Ordinance may be called the Asian Refractories Limited (Acquisition of Undertaking) Ordinance, 1971.

(2) It shall come into force at once.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires,—

(a) "appointed day" means the day on which this Ordinance comes into force;

(b) "company" means the Asian Refractories Limited, being a company as defined in the Companies Act, 1956 (1 of 1956), having its registered office in the State of West Bengal.

(c) words and expressions used herein and not defined but defined in the Companies Act, 1956 (1 of 1956), have the meanings respectively assigned to them in that Act.

3. *Undertaking of the company to vest in the Central Government.*—On and from the appointed day, the undertaking of the company shall, by virtue of this Ordinance, be transferred to, and shall vest in, the Central Government.

4. *General effect of vesting.*—(1) The undertaking of the company shall be deemed to include all assets, rights, powers, authorities and privileges and all property, movable and immovable, cash balances, reserve funds, investments and all other rights and interests in, or arising out of, such property as were immediately before the appointed day in the ownership, possession, power or control of the company, whether within or outside India, and all books of accounts, registers and all other documents of whatever nature relating thereto and shall also be deemed to include all borrowings, liabilities and obligations of whatever kind then subsisting of the company in relation to the undertaking.

(2) All property included as aforesaid in the undertaking which has vested in the Central Government under section 3 shall, by force of such vesting, be freed and discharged from any trusts, obligations, mortgages, charges, liens and other encumbrances affecting it, and any attachment, injunction or any decree or order of any court restricting the use of such property in any manner shall be deemed to have withdrawn.

(3) Subject to the other provisions of this Ordinance, all contracts, deeds, bonds, agreements, powers of attorney, grants of legal representation and other instruments of whatever nature subsisting or having effect immediately before the appointed day, and effecting the company shall, in so far as they relate to the undertaking of the company, cease to have effect or be enforceable against the company or any person who was a surety or had guaranteed the performance thereof and shall be of as full force and effect against or in favour of the Central Government and enforceable as fully and effectively as if instead of the company the Central Government had been named therein or had been a party thereto.

(4) If, on the appointed day, any suit, appeal or other proceeding of whatever nature in relation to any business of the undertaking of the company is pending by or against the company, the same shall not abate, be discontinued or be, in any way, prejudicially affected by reason of the transfer of the undertaking of the company or of anything contained in this Ordinance but the suit, appeal or other proceeding may be continued, prosecuted and enforced by or against the company.

(5) *Duty to deliver possession of undertaking and documents relating thereto.*—(1) Notwithstanding any decree, judgment or order of any court or anything contained in any other law for the time being in force, the Official Liquidator of the company or any other person, in whose possession or custody or under whose control the undertaking of the company or any part thereof

may be, shall deliver possession of the undertaking of the company or such part thereof, as the case may be, to the Central Government forthwith.

(2) The Official Liquidator or any other person who has, on the appointed day, in his possession or under his control any books, documents or other papers relating to the company, and which belongs to the company, shall be liable to account for the said books, documents or other papers to the Central Government and shall deliver them up to the Central Government or to such person as the Central Government may specify in this behalf.

(3) The Central Government may take all necessary steps for securing possession of the undertaking which has vested in it under section 3.

6. *Duty to furnish particulars.*—The company shall, within such period as the Central Government may allow in this behalf furnish, to that Government a complete inventory of all the properties and assets of the company, as on the appointed day, pertaining to the undertaking which has vested in the Central Government under section 3.

7. *Payment of compensation.*—(1) The Central Government shall deposit, in Court, in cash, to the credit of the company a sum of rupees eighty-one lakhs as compensation in respect of the transfer, under section 3, to the Central Government of the undertaking of the company.

(2) Out of the total amount of compensation referred to in sub-section (1),—

- (a) a sum of rupees eight lakhs shall be deposited by the Central Government, within one month from the appointed day, to the credit of the company;
- (b) the balance of the amount of compensation shall be deposited in Court by the Central Government in ten equal annual instalments, the first of which shall become due on the date on which a period of one year expires from the appointed day and the subsequent instalments shall become due accordingly; and
- (c) each instalment of the compensation, referred to in clause (b) shall carry interest at the rate of seven per cent per annum from the commencement of this Ordinance.

8. *Right of Government to disclaim certain agreements.*—(1) Where it appears to the Central Government that the making of any agreement under which the company has or will have or may have liabilities in relation to the undertaking which has vested in the Central Government under section 3, was not reasonably necessary for the purposes of the undertaking or has not been entered in good faith, that Government may, within two years from the commencement of this Ordinance, apply to the Court for relief from the agreement and the Court, if satisfied after making such inquiry as it may think fit that the agreement was not reasonably necessary for the purposes of the undertaking, which has vested in the Central Government under section 3, or has not been entered into in good faith, may make an order cancelling or varying the agreement on such terms as it may think fit to impose and the agreement shall thereupon have effect accordingly.

(2) All parties to the agreement which is sought to be cancelled or varied under this section shall be made parties to the proceeding.

9. *Management and administration of the undertaking.*—The undertaking, which has vested in the Central Government under section 3, shall be managed on behalf of the Central Government by such person or body of persons as may be nominated by the Central Government

in this behalf, and such person or body of persons shall carry on the management in accordance with such regulations as may be made by the Central Government.

10. *Penalties.*—(1) Any person who—

- (a) having in his possession, custody or control of any property forming part of the undertaking of the company, wrongfully withholds such property from the Central Government; or
- (b) wrongfully obtains possession of any property forming part of the undertaking of the company which has vested in the Central Government under this Ordinance; or
- (c) wilfully withholds or fails to furnish to the Central Government or any person specified by that Government as required by sub-section (2) of section 5 any document which may be in his possession, custody or control; or
- (d) wilfully fails to furnish an inventory as required under section 6; or
- (e) when required to furnish such inventory, furnishes any particulars therein which are false and which he either knows or believes to be false or does not believe to be true.

shall be punishable with imprisonment for a term which may extend to two years, or with fine, or with both:

Provided that the court trying any offence under clause (a) or clause (b) or clause (c) of this sub-section may, at the time of convicting the accused person, order him to deliver up or refund within a time to be fixed by the Court any property wrongfully withheld or wrongfully obtained or any document wilfully withheld or not furnished:

Provided further that nothing contained in this section or any other provision of this Ordinance shall render any person liable to be convicted of an offence in respect of any thing done or omitted to be done by him before the appointed day.

(2) No court shall take cognizance of an offence punishable under this section except with the previous sanction of the Central Government or of an officer authorised by that Government in this behalf.

11. *Protection of action taken in good faith.*—No suit, prosecution or other legal proceeding shall lie against the Central Government or an officer or other employee serving in connection with the affairs of the undertaking of the company which is in good faith done or intended to be done under this Ordinance.

V. V. GIRI,
President.

N. D. P. NAMBOODIRIPAD,
Joint Secretary to the Government of India.

MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 17th October, 1971/Asvina 25, 1893
(Saka).

THE JAYANTI SHIPPING COMPANY (ACQUISITION OF SHARES) ORDINANCE, 1971

No. 14 OF 1971

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance to provide for the acquisition of the shares of the Jayanti Shipping Company Limited in order to serve better the shipping needs of the nation and to facilitate the promotion and development, in the interests of the general public of national shipping and for matters connected therewith or incidental thereto.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:

Ordinance:—

CHAPTER I

PRELIMINARY

1. *Short title and commencement.*—(1) This Ordinance may be called the Jayanti Shipping Company (Acquisition of Shares) Ordinance, 1971.

(2) It shall come into force at once.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires, —

- (a) "appointed day" means the date on which this Ordinance comes into force;
- (b) "company" means the Jayanti Shipping Company Limited, being a company as defined in the Companies Act, 1956, (1 of 1956) having its registered office at Bombay;
- (c) "shareholder" means a person, who, immediately before the appointed day, was registered as a shareholder in the capital of the company;
- (d) "Shipping Corporation of India" means the Shipping Corporation of India Limited, being a Government company as defined in the Companies Act, 1956, (1 of 1956) having its registered office at Bombay;
- (e) words and expressions used but not defined in this Ordinance and defined in the Companies Act, 1956, (1 of 1956) shall have the meanings respectively assigned to them in that Act.

CHAPTER II

ACQUISITION OF SHARES OF THE COMPANY

3. *Vesting of shares of company in Central Government and compensation therefor.* On the appointed day, —

- (a) all shares in the capital of the company shall, by virtue of this Ordinance, be deemed to be transferred to and vested in the Central Government free from all trusts, liabilities and encumbrances; and
- (b) as compensation therefor the Central Government shall, in accordance with the provisions of section 4, pay to the shareholders the sum of rupees four crores and fifty lakhs only in the aggregate.

(2) For the removal of doubts it is hereby declared that the transfer and vesting of shares effected under clause (a) of sub-section (1) shall not be deemed to affect any right of the company subsisting immediately before the appointed day against the shareholder to recover from him any sum of money on the ground that the shareholder has not paid or credited to the company the whole or any part of the value of the shares held by him or on any other ground whatsoever.

4. *Apportionment and manner of payment of compensation.* (1) The amount of compensation payable under clause (b) of sub-section (1) of section 3 to the shareholders shall be apportioned among the shareholders according to the number of shares held by such shareholders.

(2) The amount of compensation payable to a shareholder in accordance with the provisions of sub-section (1) shall be given to him, at his option —

- (a) in cash (to be paid by cheque drawn on the Reserve Bank) in three equal annual instalments the amount of each instalment carrying interest at the rate of four per cent per annum from the appointed day; or
- (b) in saleable or otherwise transferable promissory notes or stock certificates of the Central Government issued and repayable at par, and maturing at the end of

(i) ten years from the appointed day and carrying interest from that day at the rate of four and a half per cent per annum, or

(ii) thirty years from the appointed day and carrying interest from that day at the rate of five and a half per cent per annum, or

(c) partly in cash (to be paid by cheque drawn on the Reserve Bank) and partly in such number of securities specified in sub-clause (i) or sub-clause (ii) or both, of clause (b), as may be required by the shareholder, or

(d) partly in such number of securities specified in sub-clause (i) of clause (b) and partly in such number of securities specified in sub-clause (ii) of that clause, as may be required by the shareholder.

(3) The first of the three equal annual instalments referred to in clause (a) of sub-section (2) shall be paid, and the securities referred to in clause (b) of that sub-section shall be issued, within sixty days from the date of receipt by the Central Government of the option referred to in that sub-section, or where no such option has been exercised, from the latest date before which such option ought to have been exercised.

(4) The option referred to in sub-section (2) shall be exercised by a shareholder before the expiry of a period of three months from the appointed day (or within such further time, not exceeding three months, as the Central Government may, on the application of the shareholder, allow) and the option so exercised shall be final and shall not be altered or rescinded after it has been exercised.

(5) If a shareholder omits or fails to exercise the option referred to in sub-section (2), within the time specified in sub-section (4), he shall be deemed to have opted for payment in securities specified in sub-clause (i) of clause (b) of sub-section (2).

(6) Notwithstanding anything contained in this section, a shareholder may, before the expiry of three months from the appointed day (or within such further time, not exceeding three months, as the Central Government may, on the application of the shareholder, allow) make an application in writing to the Central Government for, —

- (a) the full payment of the compensation payable to him, if the compensation payable to him does not exceed rupees two lakhs; or
- (b) an interim payment of an amount equal to seventy-five per cent of the face value of the shares in respect of which compensation is payable to him, or rupees two lakhs, whichever is greater, if the compensation payable to him exceeds rupees two lakhs,

indicating in such application whether the payment is desired in cash or in securities specified in sub-section (2), or in both.

(7) The Central Government shall, within sixty days from the receipt of the application referred to in sub-section (6), make the full payment or, as the case may be, the interim payment to the shareholder in accordance with the option indicated in such application.

(8) The interim payment made to a shareholder under sub-section (7) shall be set off against the total amount of compensation payable to him under this Ordinance and the balance of the compensation remaining outstanding after such payment shall be given to the shareholder in accordance with the option exercised, or deemed to have been exercised, under sub-section (4) or sub-section (5), as the case may be.

Provided that where any part of the interim payment is obtained by the shareholder in cash, the payment so obtained shall be set off, in the first instance, against the first instalment of the cash payment referred to in sub-section (2), and in case the payment so obtained exceeds

the amount of the first instalment, the excess amount shall be adjusted against the second instalment and the balance of such excess amount, if any, against the third instalment of the cash payment.

(9) If any dispute arises as to the person entitled to receive the compensation payable in respect of any share, the Central Government shall deposit the amount of such compensation in the court for being paid to the person or persons entitled to be paid.

CHAPTER III

MANAGEMENT OF COMPANY

5. *Allocation of shares to Shipping Corporation of India and certain other persons.*—(1) All the shares of the company vested in the Central Government by virtue of this Ordinance, except one hundred thereof, shall immediately after they have so vested, stand transferred to and vested in the Shipping Corporation of India.

(2) The Central Government may by order transfer the remaining shares to such persons as may be specified in the order to enable the company to function as a Government company.

(3) On the transfer of shares to the Shipping Corporation of India under sub-section (1) or to any person under sub-section (2), the company shall forthwith register each transferee as a member of the company.

(4) The amount paid by the Central Government for the acquisition of the shares which stand transferred to and vested in the Shipping Corporation of India under sub-section (1) shall be deemed to be the contribution by the Central Government to the equity capital of that Corporation and that Corporation shall issue (if necessary, after amending its memorandum and articles of association) to the Central Government paid-up shares in its capital for a corresponding amount.

6. *Amendment of memorandum and articles of association of company.*—For the purpose of enabling the company to function as the Government company, the Central Government may, by notification published in the Official Gazette, make such amendments in the memorandum and articles of association of the company as it may consider necessary.

7. *Interim management of the company.*—(1) Notwithstanding anything contained in the Companies Act, 1956 (1 of 1956), or in the memorandum or articles of association of the company, on and from the appointed day and till a new Board of directors of the company is duly constituted, the persons specified in the Schedule shall be the directors of the company and shall constitute the Board of directors of the company.

(2) If any vacancy arises in the Board of directors specified in the Schedule, it shall be filled by the Central Government in such manner as it thinks fit and thereupon the Schedule shall be deemed to be amended accordingly.

(3) No act or proceeding of the Board of directors specified in the Schedule shall be invalid merely by reason of the existence of any vacancy in the membership of the Board.

CHAPTER IV

MISCELLANEOUS

8. *Directors, etc., not entitled to compensation.*—Notwithstanding anything contained in any law for the time being in force, no director or managerial personnel specified in section 197A of the Companies Act, 1956 (1 of 1956), or other person entitled to manage the whole or a substantial part of the business and affairs of the company under a special agreement or otherwise shall be entitled to any compensation against the company or the Central Government for the loss of office or for the premature termination of any contract of management

entered into by him with the company whether such loss or termination was due to the provisions of the Jayanti Shipping Company (Taking Over of Management) Act, 1966 (24 of 1966) or this Ordinance.

9. *Contracts in bad faith, etc., may be cancelled or varied.*—The company may, within three years from the appointed day, make an application to any court having jurisdiction in this behalf for the purpose of cancelling or varying any contract or agreement entered into, at any time before the issue of the notified order under sub-section (1) of section 3 of the Jayanti Shipping Company (Taking Over of Management) Act, 1966 (24 of 1966), between the company and any other person and the court may, if satisfied after due inquiry that such contract or agreement had been entered into in bad faith and is detrimental to the interests of the company, make an order cancelling or varying (either unconditionally or subject to such condition as it may think fit to impose) that contract or agreement, and the contract or agreement shall have effect accordingly.

10. *Duty to deliver possession of property of company and documents relating to company.*—Any person who has in his possession, custody or under this control any property of, or any books, documents or other papers relating to the property and assets of, the company, including any letters, memoranda, notes or other communications between him and the company, shall be liable to account for the said property, books, documents and other papers (including such letters, memoranda, notes or other communications) to the company and shall deliver them up to the company or to such other person as may be authorised for the purpose by the company.

11. *Powers of Inspection.*—(1) For the purpose of ascertaining whether any property is the property of the company or for any other purpose mentioned in this Ordinance or the rules made thereunder, any person authorised by the Central Government in this behalf shall have the right to—

- enter and inspect any premises;
- require any person having the possession, custody or control of any register or record of the company to produce such register or record;
- require the occupier of any property belonging to, or claimed to be the property of, the company, to submit to the person so authorised such accounts, books or other documents or to furnish to him such information as he may reasonably think necessary; and
- examine any person having the control of, or employed in connection with, the company and require him to make any statement touching the affairs of the company.

(2) Any person authorised by the Central Government under sub-section (1) shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code (45 of 1860).

12. *Penalty for false statements.*—(1) If any person,—

- when required by this Ordinance or by any order under this Ordinance to make any statement or furnish any information, makes any statement or furnishes any information which is false in any material particular and which he knows or believes to be false or does not believe to be true; or
- makes any such statement as aforesaid in any book, account, record, return or other document which he is required by any order made under this Ordinance to submit,

he shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to two thousand rupees, or with both.

(2) Any person, who—

- (a) having in his possession, custody or control any property forming part of the assets of the company, wrongfully withholds such property from the company, or any person authorised by the company, or,
- (b) wrongfully obtains possession of any property forming part of the assets of the company, or
- (c) wilfully withholds or fails to produce to any person authorised under this Ordinance, any register, record or other document which may be in his possession, custody or control, or
- (d) fails, without any reasonable cause, to submit any accounts, books or other documents, when required to do so,

shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to two thousand rupees, or with both.

13. *Limitation on prosecution.*—No court shall take cognizance of an offence under this Ordinance except with the previous sanction of the Central Government or of an officer authorised by that Government in this behalf.

14. *Ordinance to have overriding effect.*—The provisions of this Ordinance or any notification, order or rule made thereunder shall have effect notwithstanding anything inconsistent therewith contained in any law other than this Ordinance or in any instrument having effect by virtue of any law other than this Ordinance or in any order made by a civil court.

15. *Protection of action taken under this Ordinance.*—No suit, prosecution or other legal proceeding shall lie against the Central Government or the Shipping Corporation of India or any officer or other employees serving in connection with the affairs of the company for anything which is in good faith done or intended to be done under this Ordinance.

16. *Power to make rules.*—(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Ordinance.

(2) Every rule made by the Central Government under this Ordinance shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

17. *Power to remove difficulties.*—If any difficulty arises in giving effect to the provisions of this Ordinance, the Central Government may, by order as occasion requires, do anything (not inconsistent with the provisions of this Ordinance) which appears to it to be necessary for the purpose of removing the difficulty:

Provided that no such order shall be issued after the expiration of two years from the appointed day.

18. *Repeal.*—The Jayanti Shipping Company (Taking Over of Management) Act, 1966 (24 of 1966), is hereby repealed.

THE SCHEDULE

[See section 7(1)]

<i>Name</i> (1)	<i>Designation and address</i> (2)
<i>Chairman of the Board of Directors and Managing Director of the Company</i>	
Shri C. P. Srivastava	Chairman, Shipping Corporation of India Ltd., Bombay.
<i>Directors of the Company</i>	
Shri P. N. Jain	Joint Secretary, Ministry of Finance, New Delhi.
Shri P. N. Mathur	General Manager, Central Railway, Bombay.
Shri J. A. Dave	Managing Director, Food Corporation of India, New Delhi.
Shri Jasjit Singh	Member, Central Board of Excise and Customs; Ministry of Finance (Department of Revenue), New Delhi.
Shri Kamaljit Singh	Managing Director, Indian Oil Corporation Ltd., Bombay.
Shri B. P. Srivastava	Director (Projects), Ministry of Shipping and Transport, New Delhi.

V. V. GIRI,
President,

N. D. P. NAMBOODIRIPAD,
Joint Secretary to the Government of India.

MINISTRY OF LAW AND JUSTICE
(LEGISLATIVE DEPARTMENT)

New Delhi, the 22nd October, 1971/Asvina 30, 1893 (Saka)
THE SMALL COINS (OFFENCES) ORDINANCE,
1971

(No. 15 OF 1971)

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance to provide for the prevention of melting or destruction of small coins, hoarding of small coins for the purpose of melting or destruction thereof, and for matters connected therewith or incidental thereto.

WHEREAS an acute shortage of small coins has been felt in the country and it is necessary, in the interests of the general public, to take steps to relieve such shortage;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Small Coins (Offences) Ordinance, 1971.

(2) It shall come into force at once.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires,—

(a) "mint", means a mint of the Government of India;

(b) "small coin" means any coin of the value of less than one rupee, which is legal tender under the Indian Coinage Act, 1906 (3 of 1906).

3. *Prohibition on melting or destruction of small coins.*—(1) No person shall—

(a) melt or cast any small coin, or

(b) have in his possession, custody or control—

(i) any melted coin, whether in the molten state or in a solid state, or

- (ii) small coins substantially in excess of his reasonable requirements in such circumstances as to indicate that he is having the possession, custody or control of such small coins for the purpose of melting or destroying such small coins.

Explanation.—For the purpose of determining the reasonable requirements of small coins of a person, due regard shall be had to—

- (i) his total daily requirements of small coins,
- (ii) the nature of his business, occupation or profession,
- (iii) the mode of his acquisition of small coins, and
- (iv) the manner in which, and the place at which, such small coins are being possessed, held or controlled by him.

(2) Whoever is found to be in the possession of any metal, which contain alloys in the same proportions in which they have been used in the manufacture of any small coin, shall be presumed, until the contrary is proved, to have contravened the provisions of sub-section (1).

(3) Nothing in this section shall apply to the melting of any coin by the mint.

4. *Penalty for contravention of section 3.*—Whoever contravenes any provision of sub-section (1) of section 3 without any reasonable excuse, the burden of proving of which shall lie on such person, shall be punishable with imprisonment for a term of not less than three months but not more than five years.

b. *Offences by companies.*—(1) Where an offence under this Ordinance has been committed by a company, every person who, at the time the offence was committed, was in charge of, and was responsible to, the company for the conduct of its business, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any person liable to punishment, if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where any offence under this Ordinance has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to, any neglect on the part of any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.—For the purposes of this section,—

(a) “company” means any body corporate and includes a firm, society or other association of individuals; and

(b) “director”,—

(i) in relation to a firm, means a partner in the firm,

(ii) in relation to a society or other association of individuals, means the person who is entrusted, under the rules of the society or other association, with the management of the affairs of the society or other association, as the case may be.

6. *Offences to be cognizable, bailable and not compoundable.*—Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (5 of 1898), offences against this Ordinance shall be cognizable and bailable but shall not be compoundable.

7. *Offences may be tried summarily.*—Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (5 of 1898), offences against this Ordinance may be tried summarily by a Magistrate of the first class.

8. *Forfeiture.*—Any small coin or metal in relation to which any offence against this Ordinance has been committed shall be forfeited to Government.

9. *Provisions of Act 20 of 1958 not to apply to offences under this Ordinance.*—Nothing in the Probation of Offenders Act, 1958, shall apply to any offence against this Ordinance.

V. V. GIRI,
President.

THE STAMP AND EXCISE DUTIES (AMENDMENT) ORDINANCE, 1971

No. 16 OF 1971

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance further to amend the Indian Stamp Act, 1899, the Central Excises and Salt Act, 1944 and the Union Duties of Excise (Distribution) Act, 1962.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Stamp and Excise Duties (Amendment) Ordinance, 1971.

(2) It shall come into force on the 15th day of November, 1971.

2. *Temporary amendment of Act 2 of 1899, Act 1 of 1944 and Act 3 of 1962.*—During the period of operation of this Ordinance, the Indian Stamp Act, 1899, the Central Excises and Salt Act, 1944 and the Union Duties of Excise (Distribution) Act, 1962, shall have effect subject to the amendments specified in sections 3, 4 and 5 respectively.

3. *Amendment of Act 2 of 1899.*—In the Indian Stamp Act, 1899, after section 3, the following section shall be inserted, namely:—

“3A. *Instruments chargeable with additional duty.*—

(1) Every instrument chargeable with duty under section 3 read with Article No. 13, 14, 27, 37, 47, 49, 52, 53 or 62 (a) of Schedule I shall, in addition to such duty, be chargeable with a duty of ten paise.

(2) The additional duty with which any instrument is chargeable under sub-section (1) shall be paid and such payment shall be indicated on such instrument by means of adhesive stamps bearing the inscription “refugee relief” whether with or without any other design, picture or inscription.

(3) Except as otherwise provided in sub-section (2), the provisions of this Act, shall, so far as may be, apply in relation to the additional duties chargeable under sub-section (1) in respect of the instruments referred to therein as they apply in relation to the duty chargeable under section 3 in respect of those instruments.”

4. *Amendment of Act 1 of 1944.*—In the First Schedule to the Central Excises and Salt Act, 1944, after Item No. 60, the following Item shall be inserted, namely:—

‘61. NEWSPAPERS AND ALL OTHER PRINTED PERIODICALS	2 paise per copy.’
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Explanation.—For the purposes of this Item, “newspapers” means any printed

periodical work containing news or comments on news.

5. *Amendment of Act 3 of 1962.*—In the Union Duties of Excise (Distribution) Act, 1962, in section 2, after the words and figures "duties of excise levied and collected under the Central Excises and Salt Act, 1944", the brackets, words and figures "(other than duties of excise levied and collected under that Act on newspapers and all other printed periodicals falling under Item 61 of the First Schedule to that Act)" shall be inserted.

V. V. GIRI,
President.

THE RAILWAY PASSENGER FARES ORDINANCE, 1971

No. 17 OF 1971

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance to provide for the levy of a tax on railway fares.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Railway Passenger Fares Ordinance, 1971.

(2) It shall come into force at once.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires,—

(a) "fare" means the total amount of all charges of whatever nature payable by a passenger or group of passengers in respect of his or their carriage, and includes—

- (i) haulage charges for supply of carriages of particular types;
- (ii) empty haulage charges on tourists cars and saloons;
- (iii) charges for pilot engines; and
- (iv) charges for dining cars attached to special trains, but does not include—
 - (i) the tax payable under this Ordinance;
 - (ii) terminal taxes, pilgrim taxes and tolls on bridges;
 - (iii) reservation charges (including reservation charges for sleeping accommodation); and
 - (iv) hire, detention and stabling charges in respect of passenger traffic booked in reserved carriages and special trains;

(b) "passenger" means any person travelling on a railway in any description or class of train or carriage on payment of his fare, whether at full rates or at concessional rates;

(c) "railway" and "railway administration" have the meaning, respectively assigned to them in the Indian Railways Act, 1890 (9 of 1890);

3. *Levy of tax on passenger fares.*—(1) Subject to the provisions of this Ordinance, there shall be levied and collected on fare paid by passengers carried by any railway in India, whether by itself or in conjunction with any other mode of transport or in conjunction with any railway in any adjacent country, a tax at the rate specified in that behalf in the Schedule:

Provided that no tax shall be levied under this sub-section on fares paid by passengers for journeys commencing on or before the 14th day of November, 1971.

(2) The tax levied under sub-section (1) shall be collected by the railway administration as an addition to the fares and the railway administration shall have all the powers and remedies for the recovery thereof as though the same were a rate or fare which the railway administration is empowered to levy under the Indian Railways Act, 1890 (9 of 1890).

4. *Rules for computing tax on passenger fares.*—In computing the tax payable under this Ordinance, the following rules shall apply, namely:—

Rule 1.—The tax leviable shall, wherever necessary, be rounded off to the nearest multiple of five paise, two and one-half paise and over being counted as five paise and less than two and one-half paise being disregarded.

Rule 2.—In the case of return tickets, the tax shall be computed separately with reference to each of the journeys covered by the return ticket as if the said journeys had been performed on separate tickets.

Rule 3.—In the case of tickets issued from or to out-agencies or city booking offices, the tax shall be leviable only in respect of the fare attributable to the actual journey by railway.

5. *Power to exempt.*—Where the Central Government is of opinion, that it is necessary or expedient in the public interest so to do, it may, by notification in the Official Gazette, exempt, either in whole or in part, and either absolutely or subject to such conditions as it may specify in the notification, any passengers or class of passenger from the tax leviable under this Ordinance.

6. *Distribution of proceeds of tax.*—During each financial year ending on or after the 31st day of March, 1972, there shall be paid to each State (not being a Union territory) such sum of money as bears to the net proceeds of the tax collected under this Ordinance during that year in all the territories of India the same proportion as the aggregate of the fares collected in that State during that year bears to the aggregate of the fares collected in all the territories of India during that year.

7. *Power to make rules.*—(1) The Central Government may by notification in the Official Gazette, make rules to carry out the purposes of this Ordinance.

(2) In particular, and without prejudice to the generality of the foregoing power, rules so made may—

- (a) regulate the collection by or on behalf of the railway administration of the tax levied under this Ordinance and provide for the authority to which, and the time and manner in which, the tax shall be paid;
- (b) prescribe the form of the returns to be submitted by any authority collecting the tax and the particulars to be contained therein and the manner in which it is to be verified;
- (c) provide for the time at which, and the manner in which, any payments to States under this Ordinance are to be made, for the making of adjustments between one financial year and another, and for any other incidental or ancillary matters relating to such payments.

(3) In making rules under this section, the Central Government may direct that a breach of any of those rules shall be punishable with fine which may extend to one thousand rupees for each such breach.

(4) Every rule made under this section shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions and if, before the expiry of the session in which it is so laid or the session immediately following,

both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

THE SCHEDULE

(See section 3)

Description of traffic	Rate of tax
1. Passengers travelling by railway otherwise than on railway season tickets or mileage coupons—	
(a) where the fare is less than one rupee	Nil
(b) where the fare is one rupee or more	5 % of the fare.
2. Passengers travelling by railway on season tickets—	
(a) where the value of the season ticket is less than one rupee	Nil
(b) where the value of the season ticket is one rupee or more:	5 % of value.
Provided that where the season ticket for travel by any particular class is for journey between two places in respect of which the fare for a single journey ticket of the same class is less than one rupee, the tax payable shall be nil.	
Passengers travelling by railway on mileage coupons	5 % of the cost of the coupons or five paise, whichever is more.

V. V. GIRI,
President.

THE TAX ON POSTAL ARTICLES ORDINANCE, 1971

No. 18 OF 1971

Promulgated by the President in the Twenty-second Year of the Republic of India.

An Ordinance to provide for the levy of a tax on certain postal articles.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title, extent and commencement.*—(1) This Ordinance may be called the Tax on Postal Articles Ordinance, 1971.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force on the 15th day of November, 1971.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires,—

(a) "money order" means a money order referred to in Chapter IX of the Indian Post Office Act, 1898 (6 of 1898);

(b) "postal article" means any letter, letter card, book, pattern or sample packet, parcel or any other article or thing (not being a postcard or a newspaper transmissible by post as a registered newspaper) which is transmissible by post and for the transmission of which postage is chargeable under the Indian Post Office Act, 1898 (6 of 1898) and includes a money order, a phonogram and a telegram;

(c) "rules" means rules made under this Ordinance;

(d) the expressions "phonogram", "telegram" and "telegraph office" shall have the same meanings as in the rules made under the Indian Telegraph Act, 1885 (13 of 1885);

(e) words and expressions used but not defined in this Ordinance and defined in the Indian Post Office Act, 1898 (6 of 1898) or in the rules made thereunder shall have the same meanings as in that Act or, as the case may be, those rules.

3. *Levy of tax.*—(1) Subject to the provisions of this Ordinance, there shall be levied and collected on all postal articles transmitted by post or through any telegraph office in the territories to which this Ordinance extends a tax at the rate of five paise for each such article.

(2) The tax levied under sub-section (1) on any postal article shall be collected, as an addition to the postage, fees or charges payable in respect of such article, by the authority empowered under the Indian Post Office Act, 1898 (6 of 1898) or, as the case may be, the Indian Telegraph Act, 1885 (13 of 1885), to collect such postage, fees or charges:

Provided that where the postage fees or charges payable in respect of a postal article is collected by means of stamps, the tax levied under sub-section (1) on such postal article shall be paid and such payment shall be indicated on such article by means of an adhesive stamp issued under the Indian Post Office Act, 1898 (6 of 1898) and bearing the inscription "refugee relief" whether with or without any other design, picture or inscription.

(3) Save as otherwise expressly provided in sub-section (2) or in the rules—

(a) the provisions of the Indian Post Office Act, 1898 (6 of 1898) and the rules made thereunder shall, so far as may be, apply in relation to the tax levied under sub-section (1) on any postal article (not being a phonogram or telegram) as they apply in relation to the postage, fees or charges payable under that Act and those rules in respect of such postal article;

(b) the provisions of the Indian Telegraph Act, 1885 (13 of 1885) and the rules made thereunder shall, so far as may be, apply in relation to the tax levied under sub-section (1) on any postal article being a phonogram or telegram as they apply in relation to the postage, fees or charges payable under that Act and those rules in respect of such article.

4. *Power to reduce or remit.*—Where the Central Government is of opinion that it is necessary or expedient in the public interest so to do, it may, by notification in the Official Gazette, reduce or remit whether prospectively or retrospectively, and subject to such conditions, if any, as it may specify in the notification the tax payable under this Ordinance in respect of any such postal articles or class of postal articles as may be specified in the notification.

5. *Power to make rules.*—(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Ordinance.

(2) Every rule made under this section shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions and if, before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

V. V. GIRI,
President.

N. D. P. NAMBOODIRIPAD,
Joint Secretary, to the Government of India.

Simla-2, the 17th January, 1972

No. 12-11/71-LR.—The International Airports Authority Act, 1971 (43 of 1971) recently passed by the Parliament which has already been published in the Gazette of India, Extra ordinary, Part II, Section 1, is hereby republished in Himachal Pradesh Government Rajpatra for the information of general public.

JOSEPH DINA NATH,
Under Secretary (Judicial).

Assented to on 8-12-1971.

THE INTERNATIONAL AIRPORTS AUTHORITY ACT, 1971

(ACT No. 43 OF 1971)

AN

ACT

to provide for the constitution of an authority for the management of certain aerodromes whereat international air transport services are operated or are intended to be operated and for matters connected therewith.

BE it enacted by Parliament in the Twenty-second Year of the Republic of India as follows:—

CHAPTER I PRELIMINARY

P. Short title, commencement and application.—

(1) This Act may be called the International Airports Authority Act, 1971.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

(3) It applies, in the first instance, to the aerodromes of Bombay (Santa Cruz), Calcutta (Dum Dum), Delhi (Palam) and Madras (Meenambakkam) and the Central Government may, by notification in the Official Gazette, apply the provisions of this Act to any other aerodrome whereat international air transport services are operated or are intended to be operated and with effect from such date as may be specified in the notification.

2. *Definitions.* In this Act, unless the context otherwise requires, —

(a) "airport" means an aerodrome as defined in clause (2) of section 2 of the Aircraft Act, 1934 (22 of 1934) and to which this Act applies or is made applicable;

(b) "airstrip" means an area used or intended to be used for the landing and take-off of aircrafts with short take-off and landing characteristics and includes all buildings and structures thereon

(c) "Authority" means the International Airports Authority of India constituted under section 3;

(d) "Chairman" means the Chairman of the Authority;

(e) "heliport" means an area, either at ground level or elevated on a structure, used or intended to be used for the landing and take-off of helicopters and includes an area for parking helicopters and all buildings and structures thereon or appertaining thereto;

(f) "member" means a member of the Authority and includes the Chairman but for the purposes of sections 4, 5, 6 and 7 does not include the *ex-officio* member referred to in clause (b) of sub-section (3) of section 3;

(g) "prescribed" means prescribed by rules made under this Act; and

(h) "regulations" means regulations made under this Act.

CHAPTER II

THE INTERNATIONAL AIRPORTS AUTHORITY OF INDIA

3. *Constitution and incorporation of the Authority.*—

(1) With effect from the commencement of this Act, the Central Government shall constitute an authority to be called the International Airports Authority of India.

(2) The Authority shall be a body corporate by the name aforesaid having perpetual succession and a common seal, with power, subject to the provisions of this Act, to acquire, hold and dispose of property both movable and immovable, and to contract and shall by the said name sue and be sued.

(3) The Authority shall consist of—

(a) a Chairman to be appointed by the Central Government;

(b) The Director-General of Civil Aviation, *ex-officio*; and

(c) not less than six and not more than thirteen members to be appointed by the Central Government.

(4) The Chairman shall be a whole-time member and the other members referred to in clause (c) of sub-section (3) may be appointed as whole-time or part-time members as the Central Government may think fit.

(5) The names of persons appointed as members shall be notified by the Central Government in the Official Gazette.

(6) During the temporary absence of the Chairman, the Central Government may appoint another member to act as the Chairman.

4. *Disqualification for office of member.*—A person shall be disqualified for being appointed as a member if he—

(a) has been convicted and sentenced to imprisonment for an offence, which, in the opinion of the Central Government, involves moral turpitude; or

(b) is an undischarged insolvent; or

(c) is of unsound mind and stands so declared by a competent Court; or

(d) has been removed or dismissed from the service of the Government or a corporation owned or controlled by the Government; or

(e) has, in the opinion of the Central Government, such financial or other interest in the Authority as is likely to affect prejudicially the discharge by him of his functions as a member.

5. *Term of office and conditions of service of members.*—(1) Subject to the provisions of section 6, every member shall hold office for a period of three

Provided that the Central Government may—

- (a) terminate the appointment of any whole-time member, who is not a servant of the Government, after giving him notice for a period of not less than three months or in lieu thereof on payment of an amount equal to his salary and allowances, if any, for a period of three months;
 - (b) terminate the appointment of any part-time member who is not a servant of the Government after giving him notice for such period as may be prescribed; and
 - (c) terminate at any time the appointment of any member who is a servant of the Government.
- (2) The other conditions of service of the members shall be such as may be prescribed.
- (3) Any member may resign his office by giving notice in writing for such period as may be prescribed to the Central Government, and, on such resignation being notified in the Official Gazette by that Government, such member shall be deemed to have vacated his office.
- (4) A casual vacancy caused by the resignation of a member under sub-section (3) or otherwise may be filled by fresh appointment and the person so appointed shall hold office for the remaining period for which the member in whose place he is appointed would have held office.

6. *Vacation of office of member.*—The Central Government shall remove a member if he—

- (a) becomes subject to any of the disqualifications mentioned in section 4:

Provided that no member shall be removed on the ground that he has become subject to the disqualification mentioned in clause (e) of that section, unless he has been given a reasonable opportunity of being heard in the matter; or

- (b) refuses to act or becomes incapable of acting; or
- (c) is, without obtaining leave of absence from the Authority, absent from three consecutive meetings of the Authority; or
- (d) in the opinion of the Central Government, has so abused his position as to render his continuance in office detrimental to the public interest:

Provided that no member shall be removed under this clause unless he has been given a reasonable opportunity of being heard in the matter.

7. *Eligibility of member for re-appointment.*—Any person ceasing to be a member shall, unless disqualified under section 4, be eligible for re-appointment as such.

8. *Meetings.*—(1) The Authority shall meet at such times and places and shall observe such rules of procedure in regard to the transaction of business at its meetings (including the quorum at meetings) as may be provided by regulations.

(2) The Chairman, or, if for any reason he is unable to attend any meeting, any other member chosen by the members present at the meeting, shall preside at the meeting.

(3) All questions which come up before any meeting of the Authority shall be decided by a majority of the votes of the members present and voting, and, in the event of an equality of votes, the Chairman, or in his absence, the person presiding, shall have and exercise a second or casting vote.

9. *Vacancy in the Authority not to invalidate proceedings.*—No act or proceeding of the Authority shall be deemed to be invalid by reason merely of any vacancy in, or any defect in the constitution of, the Authority.

10. *Appointment of officers and other employees of the Authority.*—(1) For the purpose of enabling it efficiently to discharge its functions under this Act, the Authority shall, subject to the provisions of section 12 and to such rules as may be prescribed in this behalf,

appoint (whether on deputation or otherwise) such number of officers and other employees as it may consider necessary:

Provided that the appointment of such category of officers as may be specified after consultation with the Chairman in such rules, shall be subject to the approval of the Central Government.

(2) Subject to the provisions of section 12, every officer or other employee appointed by the Authority shall be subject to such conditions of service and shall be entitled to such remuneration as may be determined by regulations.

11. *Authority to act on business principles.*—In the discharge of its functions under this Act, the Authority shall act, so far as may be, on business principles.

CHAPTER III

PROPERTY AND CONTRACTS

12. *Transfer of assets and liabilities of Central Government to the Authority.*—(1) Save as otherwise provided in sub-section (2), as from such date as the Central Government may appoint by notification in the Official Gazette in relation to any airport,—

- (a) all properties and other assets vested in the Central Government for the purposes of the airport and administered by the Director-General of Civil Aviation immediately before such day shall vest in the Authority;
- (b) all debts, obligations and liabilities incurred, all contracts entered into and all matters and things engaged to be done by, with, or for the Central Government immediately before such day for or in connection with the purposes of the airport shall be deemed to have been incurred, entered into and engaged to be done by, with, or for the Authority;
- (c) all non-recurring expenditure incurred by the Central Government for or in connection with the purposes of the airport up to such day and declared to be capital expenditure by the Central Government shall, subject to such terms and conditions as may be determined by the Central Government, be treated as the capital provided by the Central Government to the Authority;
- (d) all sums of money due to the Central Government in relation to the airport immediately before such day shall be deemed to be due to the Authority;
- (e) all suits and other legal proceedings instituted or which could have been instituted by or against the Central Government immediately before such day for any matter in relation to the airport may be continued or instituted by or against the Authority;
- (f) every employee holding any office under the Central Government immediately before such day solely or mainly for or in connection with such affairs of the airport as are relevant to the functions of the Authority under this Act shall be treated as on deputation with the Authority but shall hold his office in the Authority by the same tenure and upon the same terms and conditions of service as respects remuneration, leave, provident fund, retirement or other terminal benefits as he would have held such office, if the Authority had not been constituted and shall continue to do so until the Central Government, either on its own motion or at the request of the Authority, recalls such employee to its service or until the Authority with the concurrence of the Central Government, duly absorbs such employee in its regular service, whichever is earlier:

Provided that during the period of deputation of any such employee with the Authority, the Authority shall pay to the Central Government, in respect of every such employee, such contribution towards his leave salary, pension and gratuity as the Central Government may, by order, determine:

Provided further that any such employee, who has, in respect of the proposal of the Authority to absorb him in its regular service, intimated within such time as may be specified in this behalf by the Authority his intention of not becoming a regular employee of the Authority, shall not be absorbed by the Authority in its regular service.

(2) As from the date determined by the Central Government under the proviso to sub-section (2) of section 16,—

(a) the equipment and appliances relating to air navigation services and the buildings used exclusively for such services immediately before such day shall vest in the Authority;

(b) all debts, obligations and liabilities incurred, all contracts entered into and all matters and things engaged to be done by, with, or for the Central Government immediately before such day for or in connection with air navigation services shall be deemed to have been incurred, entered into and engaged to be done by, with, or for the Authority;

(c) all sums of money due to the Central Government for or in connection with air navigation services immediately before such day shall be deemed to be due to the Authority;

(d) all suits and other legal proceedings instituted or which could have been instituted by or against the Central Government immediately before such day for any matter in connection with air navigation services may be continued or instituted by or against the Authority;

(e) every employee holding any office under the Central Government immediately before such day solely or mainly for or in connection with air navigation services shall be treated as on deputation with the Authority but shall hold his office in the Authority by the same tenure and upon the same terms and conditions of service as respects remuneration, leave, provident fund, retirement or other terminal benefits as he would have held such office if the Authority had not been constituted and shall continue to do so until the Central Government, either on its own motion or at the request of the Authority, recalls such employee to its service or until the Authority, with the concurrence of the Central Government, duly absorbs such employee in its regular service, whichever is earlier;

Provided that during the period of deputation of any such employee with the Authority, the Authority shall pay to the Central Government, in respect of every such employee, such contribution towards his leave salary, pension and gratuity as the Central Government may, by order, determine:

Provided further that any such employee, who has, in respect of the proposal of the Authority to absorb him in its regular service, intimated within such time as may be specified in this behalf by the Authority his intention of not becoming a regular employee of the Authority, shall not be absorbed by the Authority in its regular service.

(3) If any dispute or doubt arises as to which of the properties, rights or liabilities of the Central Government have been transferred to the Authority or as to

which of the employees serving under the Central Government are to be treated as on deputation with the Authority, under this section, such dispute or doubt shall be decided by the Central Government in consultation with the Authority and the decision of the Central Government thereon shall be final.

(4) Notwithstanding anything contained in the Industrial Disputes Act, 1947 (14 of 1947), or in any other law for the time being in force, the absorption of any employee by the Authority in its regular service under this section shall not entitle such employee to any compensation under that Act or other law and no such claim shall be entertained by any court, tribunal or other authority.

(5) In this section and in section 16, the expression "air navigation services", in relation to any airport, means air traffic services (including aeronautical and flight information services), aeronautical communication and navigational aids and meteorological services at such airport.

13. Compulsory acquisition of land for the Authority.—Any land required by the Authority for discharging its functions under this Act shall be deemed to be needed for a public purpose and such land may be acquired for the Authority under the provisions of the Land Acquisition Act, 1894 (1 of 1894), or of any other corresponding law for the time being in force.

14. Contracts by the Authority.—Subject to the provisions of section 15, the Authority shall be competent to enter into and perform any contract necessary for the discharge of its functions under this Act.

15. Mode of executing contracts on behalf of the Authority.—(1) Every contract shall, on behalf of the Authority, be made by the Chairman or such other member or such officer of the Authority as may be generally or specially empowered in this behalf by the Authority and such contracts or class of contracts as may be specified in the regulations shall be sealed with the common seal of the Authority:

Provided that no contract exceeding such value or amount as the Central Government may, from time to time, by order, fix in this behalf shall be made unless it has been previously approved by the Authority:

Provided further that no contract for the acquisition or sale of immovable property or for the lease of any such property for a term exceeding thirty years and no other contract exceeding such value or amount as the Central Government may, from time to time, by order, fix in this behalf shall be made unless it has been previously approved by the Central Government.

(2) Subject to the provisions of sub-section (1), the form and manner in which any contract shall be made under this Act shall be such as may be prescribed by regulations.

(3) No contract which is not in accordance with the provisions of this Act and the regulations shall be binding on the Authority.

CHAPTER IV

FUNCTIONS OF THE AUTHORITY

16. Functions of the Authority.—(1) Subject to the rules, if any, made by the Central Government in this behalf, it shall be the function of the Authority to manage the airports efficiently.

(2) It shall be the duty of the Authority to provide at the airports such services and facilities as are necessary or desirable for the efficient operation of air transport services thereat:

Provided that the function of providing air navigation services at the airports shall continue to be discharged by the Central Government until such date as that Government may, by order, determine.

(3) Without prejudice to the generality of the provisions contained in sub-sections (1) and (2), the Authority may—

- (a) plan, develop, construct and maintain runways, taxiways, aprons and terminal and ancillary buildings at the airports;
- (b) construct residential buildings and create townships for its employees;
- (c) establish and maintain hotels, restaurants and rest-rooms at or near the airports;
- (d) establish warehouses at the airports for the storage or processing of goods;
- (e) arrange for postal, money exchange, insurance and telephone facilities for the use of passengers and other persons at the airports;
- (f) make appropriate arrangements for watch and ward at the airports;
- (g) regulate and control the plying of vehicles, and the entry and exit of passengers and visitors, in the airports with due regard to the protocol functions of the Government of India;
- (h) develop and provide consultancy services in India and abroad in relation to planning and development of airports or any facilities thereat;
- (i) establish and manage heliports and airstrips;
- (j) provide such transport facilities as are, in the opinion of the Authority, necessary to the passengers travelling by air;
- (k) form one or more companies under the Companies Act, 1956 (1 of 1956) or under any other law relating to companies to further the efficient discharge of the functions imposed on it by this Act; and
- (l) take all such steps as may be necessary or convenient for, or may be incidental to, the exercise of any power or the discharge of any function conferred or imposed on it by this Act.

(4) In the discharge of its functions under this section, the Authority shall have due regard to the development of air transport service and to the efficiency, economy and safety of such service.

(5) Nothing contained in this section shall be construed as—

- (a) imposing an obligation on the Authority to discharge any function or duty under this section with respect to any airport in relation to which a notification has not been issued under sub-section (1) of section 12;
- (b) authorising the disregard by the Authority of any law for the time being in force; or
- (c) authorising any person to institute any proceeding in respect of a duty or liability to which the Authority or its officers or other employees would not otherwise be subject.

CHAPTER V

FINANCE, ACCOUNTS AND AUDIT

17. *Power of the Authority to charge fees, rent, etc.*—The Authority may,—

- (i) with the previous approval of the Central Government, charge fees or rent,—
 - (a) for the landing, housing or parking of aircrafts or for any other service or facility offered in connection with aircraft operations, at any airport, heliport or airstrip.

Explanation.—In this sub-clause “aircraft” does not include an aircraft belonging to the Indian Defence Services and “aircraft operations” do not include operations of any aircraft belonging to the said Services;

- (b) for the amenities given to the passengers and visitors at any airport, heliport or airstrip;
- (c) for the use and enjoyment by persons of facilities and other services provided by the Authority at any airport, heliport or airstrip;
- (ii) with due regard to the instructions that the Central Government may give to the Authority, from time to time, charge fees or rent from persons who are given by the Authority any facility for carrying on any trade or business at any airport.

18. *Additional capital and grants to the Authority by the Central Government.*—The Central Government may, after due appropriation made by Parliament by law in this behalf,—

- (a) provide any capital, over and above the capital provided under clause (c) of sub-section (1) of section 12, that may be required by the Authority for the discharge of its functions under this Act or for any purpose connected therewith on such terms and conditions as that Government may determine;
- (b) pay to the Authority, on such terms and conditions as the Central Government may determine, by way of loans or grants such sums of money as that Government may consider necessary for the efficient discharge by the Authority of its functions under this Act.

19. *Fund of the Authority.*—(1) The Authority shall have its own fund and all receipts of the Authority shall be credited thereto and all payments of the Authority shall be made therefrom.

(2) The Authority shall have power, subject to the provisions of this Act, to spend such sums as it thinks fit to cover all administrative expenses of the Authority and on objects or for purposes authorised by this Act and such sums shall be treated as expenditure out of the fund of the Authority.

(3) All moneys standing at the credit of the Authority which cannot immediately be applied as provided in sub-section (2) shall be deposited in the State Bank of India or in such scheduled bank or banks and subject to such conditions as may from time to time be specified by the Central Government.

Explanation.—In this sub-section “scheduled bank” has the same meaning as in clause (e) of section 2 of the Reserve Bank of India Act, 1934 (2 of 1934).

20. *Allocation of surplus funds.*—(1) The Authority may, from time to time, set apart such amounts as it thinks fit as a reserve fund or funds for the purpose of expanding existing facilities or services or creating new facilities or services at any airport or for the purpose of providing against any temporary decrease of revenue or increase of expenditure from transient causes or for purposes of replacement or for meeting expenditure arising from loss or damage from fire, cyclone, air-crash or other accident or for meeting any liability arising out of any act or omission in the discharge of its functions under this Act:

Provided that without prejudice to the right of the Authority to establish specific reserves for one or more specific purposes, the Authority shall also have the power to establish a general reserve:

Provided further that the sums set apart annually in respect of each or any of the specific and general reserves and the aggregate at any time of such sums shall not exceed such limits as may, from time to time, be fixed in that behalf by the Central Government.

(2) After making provision for such reserve fund or funds and for bad and doubtful debts, depreciation in assets and all other matters which are usually provided for by companies registered and incorporated under the Companies Act, 1956 (1 of 1956), the Authority shall pay the balance of its annual net profit to the Central Government.

21. Submission of programme of activities and financial estimates.—(1) The Authority shall, before the commencement of each financial year, prepare a statement of the programme of its activities during the forthcoming financial year as well as a financial estimate in respect thereof.

(2) The statement prepared under sub-section (1) shall, not less than three months before the commencement of each financial year, be submitted for approval to the Central Government.

(3) The statement and the financial estimates of the Authority may, with the approval of the Central Government, be revised by the Authority.

22. Investment of funds.—The Authority may invest its funds (including any reserve fund) in the securities of the Central Government or in such other manner as may be prescribed.

23. Borrowing powers of the Authority.—(1) The Authority may, with the consent of the Central Government or in accordance with the terms of any general or special authority given to it by the Central Government, borrow money from any source by the issue of bonds, debentures or such other instruments as it may deem fit for discharging all or any of its functions under this Act.

(2) The Central Government may guarantee in such manner as it thinks fit the repayment of the principal and the payment of interest thereon, with respect to the loans borrowed by the Authority under sub-section (1).

(3) Subject to such limits as the Central Government may, from time to time, lay down, the Authority may borrow temporarily by way of overdraft or otherwise such amounts as it may require for discharging its functions under this Act.

24. Accounts and audit. (1) The Authority shall maintain proper accounts and other relevant records and prepare an annual statement of accounts including the profit and loss account and the balance-sheet in such form as may be prescribed by the Central Government in consultation with the Comptroller and Auditor-General of India.

(2) The accounts of the Authority shall be audited annually by the Comptroller and Auditor-General of India and any expenditure incurred by him in connection with such audit shall be payable by the Authority to the Comptroller and Auditor-General of India.

(3) The Comptroller and Auditor-General of India and any person appointed by him in connection with the audit of the accounts of the Authority shall have the same rights and privileges and authority in connection with such audit as the Comptroller and Auditor-General has in connection with the audit of Government accounts and, in particular, shall have the right to demand the production of books, accounts, connected vouchers, documents and papers and inspect any of the offices of the Authority.

(4) The accounts of the Authority as certified by the Comptroller and Auditor-General of India or any other person appointed by him in this behalf together with the audit report thereon shall be forwarded annually to the Central Government and that Government shall cause the same to be laid before both Houses of Parliament.

CHAPTER VI

MISCELLANEOUS

25. Submission of annual reports to Parliament.—(1) The Authority shall, as soon as may be after the end of each financial year, prepare and submit to the Central Government in such form as may be prescribed a report giving an account of its activities during that financial year and the report shall also give an account of the activities which are likely to be undertaken by the Authority during the next financial year.

(2) The Central Government shall cause such report to be laid before both Houses of Parliament as soon as may be after it is submitted.

26. Delegation.—The Authority may, by general or special order in writing, delegate to the Chairman or any other member or to any officer of the Authority, subject to such conditions and limitations, if any, as may be specified in the order, such of its powers and functions under this Act (except the powers under section 37) as it may deem necessary.

27. Authentication of orders and other instruments of the Authority.—All orders and decisions of the Authority shall be authenticated by the signature of the Chairman or any other member authorised by the Authority in this behalf and all other instruments executed by the Authority shall be authenticated by the signature of an officer of the Authority authorised by the Authority in this behalf.

28. Officers and employees of the Authority to be public servants.—All officers and employees of the Authority shall, when acting or purporting to act in pursuance of the provisions of this Act or of any rule or regulation made thereunder, be deemed to be public servants within the meaning of section 21 of the Indian Penal Code (45 of 1860).

29. Protection of action taken under the Act.—No suit, prosecution or other legal proceeding shall lie against the Authority or any member or any officer or other employee of the Authority for anything which is in good faith done or intended to be done in pursuance of this Act or of any rule or regulation made thereunder or for any damage sustained by any aircraft or vehicle in consequence of any defect in any of the airports or other things belonging to or under the control of the Authority.

30. Custody and disposal of lost property.—Subject to such regulations as the Authority may make in this behalf the Authority shall provide for securing the safe custody and restoration of any property which, while not in proper custody, is found on any premises belonging to the Authority or under its overall control or in any aircraft on any such premises.

31. Provisions relating to income-tax.—For the purposes of the Income-tax Act, 1961 (43 of 1961) or any other enactment for the time being in force relating to income-tax or any other tax on income, profits or gain, the Authority shall be deemed to be a company within the meaning of the Income-tax Act, 1961 and shall be liable to tax accordingly on its income, profits and gains.

32. Power of the Authority to undertake certain works.—The Authority may undertake to carry out on behalf of any person any works or services or any class of works or services on such terms and conditions as may be agreed upon between the Authority and the person concerned.

33. Power of Central Government to temporarily divest the Authority from the management of any airport.—(1) If at any time the Central Government is of opinion that in the public interest it is necessary or expedient so to do, it may, by order, direct the Authority to entrust the management of any airport with effect from such date and to such person as may be specified in the order and the Authority shall be bound to comply with such direction:

Provided that before an order is made under this sub-section the Authority shall be given a reasonable opportunity of being heard in the matter.

(2) Where the management of any airport is entrusted to any person specified under sub-section (1) (hereafter in this section referred to as the authorised person), the Authority shall cease to exercise and discharge all its powers and functions under this Act in relation to such airport and such powers and functions shall be exercised and discharged by the authorised person in accordance with the instructions, if any, which the Central Government may give to the authorised person from time to time:

Provided that no such power or function as may be specified by the Central Government by a general or special order shall be exercised or discharged by the authorised person except with the previous sanction of the Central Government.

(3) An order made under sub-section (1) shall, unless rescinded, be in operation for a period of six months from the date on which the management of the airport is entrusted to the authorised person:

Provided that the Central Government may extend such period for a further period or periods not exceeding eighteen months.

(4) During the operation of an order made under sub-section (1), it shall be competent for the Central Government to issue, from time to time, such directions to the Authority as are necessary to enable the authorised person to exercise the powers and discharge the functions of the Authority under this Act in relation to the airport, the management of which has been entrusted to him and in particular to transfer any sum of money from the fund of the Authority to the authorised person for the management of the airport and every such direction shall be complied with by the Authority.

(5) On the cesser of operation of any order made under sub-section (1) in relation to any airport, the authorised person shall cease to exercise and perform the powers and functions of the Authority under this Act in relation to such airport and the Authority shall continue to exercise and perform such powers and functions in accordance with the provisions of this Act.

(6) On the cesser of operation of any order made under sub-section (1) in relation to any airport, the authorised person shall hand over to the Authority any property (including any sum of money or other asset) remaining with him in connection with the management of such airport.

(7) Anything done or any action taken lawfully by the authorised person in relation to any airport during the period of operation of an order made under sub-section (1) shall be deemed to have been done or taken by the Authority and shall be binding on the Authority.

34. Power of Central Government to supersede the Authority.—(1) If, at any time, the Central Government is of opinion—

- (a) that on account of a grave emergency, the Authority is unable to discharge the functions and duties imposed on it by or under the provisions of this Act; or
- (b) that the Authority has persistently made default in complying with any direction issued by the Central Government under this Act or in the discharge of the functions and duties imposed on it by or under the provisions of this Act and as a result of which default the financial position of the Authority or the administration of any airport has deteriorated; or
- (c) that circumstances exist which render it necessary in the public interest so to do,

the Central Government may, by notification in the Official Gazette, supersede the Authority for such period, not exceeding six months, as may be specified in the notification:

Provided that before issuing a notification under this sub-section for the reasons mentioned in clause (b), the Central Government shall give a reasonable opportunity to the Authority to show cause why it should not be superseded and shall consider the explanations and objections, if any, of the Authority.

(2) Upon the publication of a notification under sub-section (1) superseding the Authority,—

- (a) all the members shall, as from the date of supersession, vacate their offices as such;
- (b) all the powers, functions and duties which may, by or under the provisions of this Act, be exercised or discharged by or on behalf of the Authority, shall, until the Authority is re-constituted under sub-section (3), be exercised and discharged by such person or persons as the Central Government may direct;
- (c) all property owned or controlled by the Authority shall, until the Authority is re-constituted under sub-section (3), vest in the Central Government.
- (3) On the expiration of the period of supersession specified in the notification issued under sub-section (1), the Central Government may—
 - (a) extend the period of supersession for such further term, not exceeding six months as it may consider necessary; or
 - (b) re-constitute the Authority by fresh appointment and in such case any persons who vacated their offices under clause (a) of sub-section (2) shall not be deemed disqualified for appointment:

Provided that the Central Government may, at any time before the expiration of the period of supersession, whether as originally specified under sub-section (1) or as extended under this sub-section, take action under clause (b) of this sub-section.

(4) The Central Government shall cause a notification issued under sub-section (1) and a full report of any action taken under this section and the circumstances leading to such action to be laid before both Houses of Parliament at the earliest opportunity.

35. Power of Central Government to issue directions.—(1) Without prejudice to the foregoing provisions of this Act, the Authority shall, in the discharge of its functions and duties under this Act, be bound by such directions on questions of policy as the Central Government may give in writing to it from time to time:

Provided that the Authority shall, as far as practicable, be given opportunity to express its views before any

direction is given under this sub-section.

(2) The decision of the Central Government whether a question is one of policy or not shall be final.

36. Power of Central Government to make rules.—(1) The Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for—

- (a) the conditions of service of the Chairman and other members under section 5 including the salaries payable to the Chairman and to the members who are required to render whole-time service and the fees and allowances payable to the members who are required to render part-time service;
- (b) the period of notice required to terminate the appointment of any member, who is required to render part-time service and who is not a servant of the Government, under section 5, and the period of notice that may be given to the Central Government by a member before he resigns his office, under that section;
- (c) the conditions and limitations subject to which the Authority may appoint officers and other employees under sub-section (1) of section 10;
- (d) the terms and conditions subject to which the non-recurring expenditure incurred by the Central Government for or in connection with the purposes of any airport shall be treated as the capital provided by the Central Government to the Authority under clause (c) of sub-section (1) of section 12;
- (e) the manner in which the Authority may invest its funds under section 22;
- (f) the form in which the Authority shall prepare the annual statement of accounts including the profit and loss account and the balance-sheet under section 24; and
- (g) any other matter which is to be or may be prescribed.

(3) Every rule made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions and if before the expiry of the session in which it is so laid or the session immediately following both Houses agree in making any modification in the rule, or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

37. Power of the Authority to make regulations.—(1) The Authority may make regulations not inconsistent with this Act and the rules made thereunder to provide for all matters for which provision is necessary or expedient for the purpose of giving effect to the provisions of this Act.

(2) Without prejudice to the generality of the foregoing power, such regulations may provide for—

- (a) The times and places of the meetings of the Authority and the procedure to be followed for the transaction of business at such meetings under sub-section (1) of section 8;
- (b) the conditions of service and the remuneration of officers and other employees appointed by the Authority;

(c) the contracts or class of contracts which are to be sealed with the common seal of the Authority and the form and manner in which a contract may be made by the Authority;

(d) the storage or processing of goods in any warehouse established by the Authority under clause (d) of sub-section (3) of section 16 and the charging of fees for such storage or processing;

(e) the custody and restoration of lost property and the terms and conditions under which lost property may be restored to the person entitled thereto, under section 30;

(f) the disposal of any lost property in cases where such property is not restored under section 30;

(g) securing the safety of aircraft, vehicles, and persons using the airport and preventing danger to the public arising from the use and operation of aircraft in the airport;

(h) preventing obstruction within the airport for its normal functioning;

(i) prohibiting the parking or waiting of any vehicle or carriage within the airport except at places specified by the Authority;

(j) prohibiting or restricting access to any part of the airport;

(k) preserving order within the airport and preventing damage to property therein;

(l) regulating or restricting advertising within the airport;

(m) requiring any person, if so directed by an officer appointed by the Authority in this behalf, to leave the airport or any particular part of the airport; and

(n) generally for the efficient and proper management of the airport.

38. Supplemental provisions respecting regulations.—

(1) Any regulation which may be made by the Authority under this Act may be made by the Central Government by notification in the Official Gazette within one year of the constitution of the Authority and any regulation so made may be altered or rescinded by the Authority by means of a regulation made by it under this Act.

(2) No regulation made by the Authority under this Act shall have effect until it has been approved by the Central Government and published in the Official Gazette.

39. Penalty for breach of certain regulations.—Any regulation made under any of the clauses (g) to (m) (inclusive) of sub-section (2) of section 37 may provide that a contravention thereof shall be punishable with fine which may extend to five hundred rupees and in the case of a continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

40. Power to remove difficulties.—(1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by general or special order published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act as appear to it to be necessary or expedient for the removal of the difficulty:

Provided that no such order shall be made after the expiration of one year from the commencement of this Act.

(2) Every order made under sub-section (1) shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions and if before the expiry of the session in which it is so laid or the session immediately following both Houses agree in making any

modification in the order or both Houses agree that the order should not be made, the order shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that order.

41. *Amendment of Act 22 of 1934.*—In sub-section (2) of section 5 of the Aircraft Act, 1934, for clause (b), the following clause shall be substituted, namely:—

"(b) the licensing, inspection and regulation of aerodromes, the conditions under which aerodromes may be maintained, the prohibition or regulation of the use of unlicensed aerodromes and the

fees which may be charged at those aerodromes to which the International Airports Authority Act, 1971 does not apply or is not made applicable:

Provided that until the date determined by the Central Government under the proviso to sub-section (2) of section 16 of the International Airports Authority Act, 1971 any rule made under this clause may provide for the charging of fees for providing air traffic services (including aeronautical and flight information services), aeronautical communication and navigational aids and meteorological services at any aerodrome to which the said Act applies or is made applicable;"

PART I

HOME DEPARTMENT NOTIFICATION

Simla-2, the 9th March, 1972

No. 16-17/68-Home.—Whereas the Oil DEPOT of the Indian Oil Corporation Ltd., (Marketing Division) Jeori (H.P.) SIMLA HILLS, is being used for purposes of Public Character.

2. And whereas information with respect to or the destruction or obstruction of, or interference with the said Depot would be prejudicial to the safety.

3. Now, therefore, in exercise of the powers conferred by sub-clauses (c) and (d) of clause 8 of section 2 of

the Official Secrets Act, 1923 (XIX of 1923), read with the Government of India, Ministry of Home Affairs notification No. 20/23/66-Poll. II, dated the 12th June, 1967, the Governor of Himachal Pradesh is pleased to declare the Depot mentioned above, to be 'Prohibited Place' for the purposes of the said Act and is further pleased to direct that a copy of this notification in English and in the vernacular of the locality be affixed to the said place.

K. N. CHANNA,
Chief Secretary.

